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Robert J. Lemons

Attorneys for Lehman Brothers Holdings Inc. and  
Certain of Its Affiliates

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re : Chapter 11 Case No.  
LEHMAN BROTHERS HOLDINGS INC., *et al.* : 08-13555 (JMP)  
Debtors. : (Jointly Administered)  
: :  
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**CERTIFICATE OF NO OBJECTION  
UNDER 28 U.S.C. § 1746 REGARDING OMNIBUS CLAIMS  
OBJECTIONS SCHEDULED FOR HEARING ON SEPTEMBER 27, 2012**

TO THE HONORABLE JAMES M. PECK  
UNITED STATES BANKRUPTCY JUDGE:

Pursuant to 28 U.S.C. § 1746, and in accordance with this Court's case management procedures set forth in the Amended Order Pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rules 1015(c) and 9007 Implementing Certain Notice and Case Management Procedures [ECF No. 9635] (the "Second Amended Case Management Order"), the undersigned hereby certifies as follows:

1. Lehman Brothers Holdings Inc. ("LBHI") and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the "Debtors"), or LBHI as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of LBHI and its Affiliated Debtors (the "Plan Administrator"), filed the following motions

and omnibus claims objections (collectively, the “Claims Objections”) with the Court for hearing on or before September 27, 2012:

- (a) One Hundred Thirty-Second Omnibus Objection to Claims (Valued Derivative Claims) **[ECF No. 16117]**
- (b) One Hundred Fortieth Omnibus Objection to Claims (Duplicative of Indenture Trustee Claims) **[ECF No. 16853]**
- (c) One Hundred Forty-Third Omnibus Objection to Claims (Late-Filed Claims) **[ECF No. 16856]**
- (d) Two Hundred Fifty-Ninth Omnibus Objection to Claims (Late-Filed Claims) **[ECF No. 24993]**
- (e) Three Hundred Twenty-Fourth Omnibus Objection to Claims (No Liability Claims) **[ECF No. 29296]**
- (f) Three Hundred Thirty-Third Omnibus Objection to Claims (No Guarantee Claims) **[ECF No. 29328]**
- (g) Three Hundred Thirty-Seventh Omnibus Objection to Claims (No Liability Tax Claims) **[ECF No. 30025]**
- (h) Three Hundred Thirty-Eighth Omnibus Objection to Claims (Late-Filed Claims) **[ECF No. 30035]**
- (i) Three Hundred Thirty-Ninth Omnibus Objection to Claims (Reduce or Reclassify, and Allow) **[ECF No. 30028]**
- (j) Three Hundred Fortieth Omnibus Objection to Claims (Settled Derivatives Claims) **[ECF No. 30029]**
- (k) Three Hundred Forty-First Omnibus Objection to Claims (No Liability Claims) **[ECF No. 30030]**
- (l) Three Hundred Forty-Second Omnibus Objection to Claims (Employment-Related Claims) **[ECF No. 30031]**
- (m) Three Hundred Forty-Third Omnibus Objection to Claims (No Liability Claims) **[ECF No. 30032]**
- (n) Three Hundred Forty-Fourth Omnibus Objection to Claims (Duplicative Claims) **[ECF No. 30033]**

- (o) Three Hundred Forty-Fifth Omnibus Objection to Claims (Valued Derivative Claims) **[ECF No. 30034]**
- (p) Three Hundred Forty-Sixth Omnibus Objection to Claims (Securities Claims) **[ECF No. 30062]**
- (q) Three Hundred Forty-Seventh Omnibus Objection to Claims (To Reclassify Proofs of Claim as Equity Interests) **[ECF No. 30357]**
- (r) Motion Seeking the Application of the Order Establishing Discovery Procedures in Connection with Omnibus Objections to Reclassify Proofs of Claims as Equity Interests to Holders of Claims Pending on the Three Hundred Forty Seventh Omnibus Objection to Claims **[ECF No. 30554]**

2. In accordance with the Second Amended Case Management Order, the Debtors, or the Plan Administrator, as applicable, established deadlines (the “Response Deadline”) for each Claim Objection for parties to object or file responses. The Response Deadlines have been extended for certain creditors from time to time. The Second Amended Case Management Order provides that pleadings may be granted without a hearing, provided that no objections or other responsive pleadings have been filed on or prior to the relevant response deadline and the attorney for the entity who filed the pleading complies with the relevant procedural and notice requirements.

3. The Response Deadlines have now passed and, to the best of my knowledge, no responsive pleadings to the Claims Objections have been (a) filed with the Court on the docket of the above-referenced cases in accordance with the procedures set forth in the Second Amended Case Management Order, or (b) served on counsel to the Debtors or the Plan Administrator by any of the holders of the claims included on Exhibit 1 to any of the Orders attached hereto, which includes only the proofs of claim for which the Claims Objection will be granted. Responses to certain of the Claims Objections were filed on the docket, or served on the Debtors, by holders of certain proofs of claim included on the Claims Objections. The

hearing on the Claims Objections as to any proof of claim for which a response was either filed on the docket or received by the Debtors, and which objection has not been resolved, has been adjourned to a future date.

4. Accordingly, the Debtors and the Plan Administrator respectfully request that the proposed orders granting the Claims Objections annexed hereto as Exhibits A through Q, which, except for the inclusion of additional language to indicate that such order is supplemental to a previously entered order for a Claim Objection or to reference the inclusion of separate exhibits attached to the proposed orders for proofs of claim for which the Claims Objection is granted, adjourned or withdrawn, are unmodified since the filing of the Claims Objections, be entered in accordance with the procedures described in the Second Amended Case Management Order.

I declare that the foregoing is true and correct.

Dated: September 26, 2012  
New York, New York

/s/ Robert J. Lemons  
Robert J. Lemons

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Attorneys for Lehman Brothers Holdings Inc. and  
Certain of Its Affiliates

**EXHIBIT A**  
**(Proposed Order – ECF No. 16117)**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re : Chapter 11 Case No.  
: :  
LEHMAN BROTHERS HOLDINGS INC., *et al.*, : 08-13555 (JMP)  
: :  
Debtors. : (Jointly Administered)  
-----x

**THIRD SUPPLEMENTAL ORDER GRANTING DEBTORS' ONE HUNDRED  
THIRTY-SECOND OMNIBUS OBJECTION TO CLAIMS  
(VALUED DERIVATIVE CLAIMS)**

Upon the one hundred thirty-second omnibus objection to claims, dated April 18, 2011 (the “One Hundred Thirty-Second Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the “Debtors”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664] (the “Procedures Order”), seeking to reduce, reclassify (in certain instances), and allow the Valued Derivative Claims on the basis that the amounts listed on the proofs of claim are greater than the fair, accurate, and reasonable values determined by the Debtors after a review of the claimants’ supporting documentation and the Debtors’ books and records, all as more fully described in the One Hundred Thirty-Second Omnibus Objection to Claims; and due and proper notice of the One Hundred Thirty-Second Omnibus Objection to Claims having been provided to (i) the U.S. Trustee; (ii) the attorneys for the Creditors’ Committee; (iii) the Securities and Exchange Commission; (iv) the Internal Revenue Service; (v) the United States Attorney for the Southern District of New York; (vi) the claimants listed on

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Debtors’ One Hundred Thirty-Second Omnibus Objection to Claims.

Exhibit A attached to the One Hundred Thirty-Second Omnibus Objection to Claims; and (vii) all other parties entitled to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010 governing case management and administrative procedures for these cases [Docket No. 9653]; and it appearing that no other or further notice need be provided; and upon the resolution of the Response filed by KSC Affordable Housing Investment Fund LLC [Docket No. 16948]; and the Court having found and determined that the relief sought in the One Hundred Thirty-Second Omnibus Objection to Claims is in the best interests of the Debtors, their estates, creditors, and all parties in interest and that the legal and factual bases set forth in the One Hundred Thirty-Second Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the relief requested in the One Hundred Thirty-Second Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that each Valued Derivative Claim listed on Exhibit 1 annexed hereto is hereby modified and allowed in the amount set forth on Exhibit 1 under the column heading "Modified Amount" and any asserted amount in excess of the modified amount is disallowed; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A to the One Hundred Thirty-Second Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all

matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 132: EXHIBIT 1 - VALUED DERIVATIVES CLAIMS

	NAME	CLAIM #	FILED DATE	ASSERTED			MODIFIED		
				DEBTOR	CLASS	AMOUNT	DEBTOR	CLASS	AMOUNT
1	KSC AFFORDABLE HOUSING INVESTMENT FUND LLC C/O BRET H. REED, JR, A LAW CORPORATION 621 ACACIA AVENUE CORONA DEL MAR, CA 92625	18705	09/18/2009	Lehman Brothers Special Financing Inc.	Unsecured	\$52,250.00	Lehman Brothers Special Financing Inc.	Unsecured	\$40,000.00
				TOTAL		\$52,250.00	TOTAL		\$40,000.00

**EXHIBIT B**  
**(Proposed Order – ECF No. 16853)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**FIRST SUPPLEMENTAL ORDER GRANTING  
DEBTORS' ONE HUNDRED FORTIETH OMNIBUS  
OBJECTION TO CLAIMS (DUPLICATIVE OF INDENTURE TRUSTEE CLAIMS)**

Upon the one hundred fortieth omnibus objection to claims, dated May 16, 2011 (the “One Hundred Fortieth Omnibus Objection to Claims”),<sup>2</sup> of Lehman Brothers Holdings Inc. and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the “Debtors”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664], seeking disallowance and expungement of the Duplicative of Indenture Trustee Claims on the grounds that such claims are substantively duplicative of the corresponding Indenture Trustee Claims, all as more fully described in the One Hundred Fortieth Omnibus Objection to Claims; and due and proper notice of the One Hundred Fortieth Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the One Hundred Fortieth Omnibus Objection to Claims is in the best interests of the Debtors, their estates, creditors, and all parties in interest and that the legal and factual bases set forth in the

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<sup>2</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Debtors’ One Hundred Fortieth Omnibus Objection to Claims.

One Hundred Fortieth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the One Hundred Fortieth Omnibus Objection to Claims is granted to the extent provided herein; and it is further ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto under the heading “*Claims to be Disallowed and Expunged*” (collectively, the “Duplicative of Indenture Trustee Claims”) are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that the claims listed on Exhibit 1 annexed hereto under the heading “*Surviving Claims*” (collectively, the “Indenture Trustee Claims”) will remain on the claims register subject to the Debtors’ rights to further object as set forth herein; and it is further

ORDERED that nothing in this Order or disallowance and expungement of the Duplicative of Indenture Trustee Claims constitutes any admission or finding with respect to the Indenture Trustee Claims, and the Debtors’ rights to object to the Indenture Trustee Claims on any basis is preserved; and it is further

ORDERED that this Order supersedes all previous orders regarding the Duplicative of Indenture Trustee Claims; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A annexed to the One Hundred Fortieth Omnibus Objection to Claims under the heading “*Claims to be Disallowed and Expunged*” that is not listed on Exhibit 1 annexed hereto and (ii) the Indenture Trustee Claims; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all  
matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS, INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 140: EXHIBIT 1 - DUPLICATIVE OF INDENTURE TRUSTEE CLAIMS

	CLAIMS TO BE DISALLOWED					SURVIVING CLAIMS					REASON	
	NAME	DATE FILED	CASE NUMBER	CLAIM #	TOTAL CLAIM DOLLARS	NAME	DATE FILED	CASE NUMBER	CLAIM #	TOTAL CLAIM DOLLARS		
1	BANQUE SAFDIE SA 1, RUE DE LA TOUR-DE-L'ILE CASE POSTALE 5415 CH - 1211 GENEVE 11, SWITZERLAND	09/22/2009	08-13555 (JMP)	33557 <sup>1</sup>	\$3,131,753.00	WILMINGTON TRUST COMPANY, AS INDENTURE TRUSTEE ATTN: JULIE J. BECKER 50 SOUTH SIXTH STREET, SUITE 1290, DROP CODE: 1700/MINNESOTA MINNEAPOLIS, MN 55402-1544	09/02/2009	08-13555 (JMP)	10082	\$48,883,940,671.38	Duplicative of Indenture Trustee Claim	
						BANK OF NEW YORK MELLON, AS INDENTURE TRUSTEE FOR CUSIP 52520E200 THE BANK OF NEW YORK ATTN: JOHN GUILIANO 101 BARCLAY STREET 8 WEST NEW YORK, NY 10286	09/21/2009	08-13555 (JMP)	22123	\$416,013,746.69		
						U.S. BANK NATIONAL ASSOCIATION U.S. BANK OPERATIONS CENTER ATTN: TRUST FINANCE MANAGEMENT LOCKBOX SERVICES- CM9705 PO BOX 70870 ST. PAUL, MN 55170-9705	09/22/2009	08-13555 (JMP)	30871	Undetermined		

<sup>1</sup> Claim 33557 is being expunged solely with respect to its asserted claim of \$2,901,519 for the securities with CUSIP Nos. 52517PXW6, 5252M0CM7, 52517PUP4, 52517PE31, 52517P7H8, 5252M0CH8, 5252M0DG9, 5252M0EA1, 5252M0EU7, 52520E200, 524908XA3, and 5252M0BL0. The portion of Claim 33557 that is asserting a claim of \$230,234 for the security with CUSIP No. US5249081002 is not being expunged pursuant to this Objection, is not affected by this Objection, and shall remain active on the claims register, subject to the Debtors' right to object to that portion of Claim 33557 in the future.

**IN RE LEHMAN BROTHERS HOLDINGS, INC., ET AL., CASE NO: 08-13555 (JMP)**

**OMNIBUS OBJECTION 140: EXHIBIT 1 - DUPLICATIVE OF INDENTURE TRUSTEE CLAIMS**

CLAIMS TO BE DISALLOWED				SURVIVING CLAIMS						
NAME	DATE FILED	CASE NUMBER	CLAIM #	TOTAL CLAIM DOLLARS	NAME	DATE FILED	CASE NUMBER	CLAIM #	TOTAL CLAIM DOLLARS	REASON
				\$3,131,753.00						

**EXHIBIT C**  
**(Proposed Order – ECF No. 16856)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**FIRST SUPPLEMENTAL ORDER GRANTING DEBTORS' ONE HUNDRED  
FORTY-THIRD OMNIBUS OBJECTION TO CLAIMS (LATE-FILED CLAIMS)**

Upon the one hundred forty-third omnibus objection to claims, dated May 16, 2011 (the “One Hundred Forty-Third Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the “Debtors”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664] (the “Procedures Order”), seeking disallowance and expungement of the Late-Filed Claims on the basis that they were filed after the Bar Date, all as more fully described in the One Hundred Forty-Third Omnibus Objection to Claims; and due and proper notice of the One Hundred Forty-Third Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the One Hundred Forty-Third Omnibus Objection to Claims is in the best interests of the Debtors, their estates, creditors, and all parties in interest and that the legal and factual bases set forth in the One Hundred Forty-Third Omnibus Objection

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Debtors’ One Hundred Forty-Third Omnibus Objection to Claims.

to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the relief requested in the One Hundred Forty-Third Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto (collectively, the “Late-Filed Claims”) are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that this Order supersedes all previous orders regarding the Late-Filed Claims listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A annexed to the One Hundred Forty-Third Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

**IN RE LEHMAN BROTHERS HOLDINGS, INC., ET AL., CASE NO: 08-13555 (JMP)**

**OMNIBUS OBJECTION 143: EXHIBIT 1 - LATE-FILED CLAIMS**

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
1 BANQUE PROFIL DE GESTION COURS DE PRIVE GENEVA, 1204 SWITZERLAND	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2010	67083	\$2,000,000.00	Late-Filed Claim
TOTAL						\$2,000,000.00

**EXHIBIT D**  
**(Proposed Order – ECF No. 24993)**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

**In re** : **Chapter 11 Case No.**  
LEHMAN BROTHERS HOLDINGS INC., *et al.* : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**

**FIRST SUPPLEMENTAL ORDER GRANTING DEBTORS' TWO HUNDRED FIFTY-NINTH OMNIBUS OBJECTION TO CLAIMS (LATE-FILED CLAIMS)**

Upon the two hundred fifty-ninth omnibus objection to claims, dated February 6, 2012 (the “Two Hundred Fifty-Ninth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the “Debtors”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664] (the “Procedures Order”), seeking disallowance and expungement of the Late-Filed Claims on the basis that they were filed after the General Bar Date or Securities Programs Bar Date, as applicable, all as more fully described in the Two Hundred Fifty-Ninth Omnibus Objection to Claims; and due and proper notice of the Two Hundred Fifty-Ninth Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Two Hundred Fifty-Ninth Omnibus Objection to Claims is in the best interests of the Debtors, their estates, creditors, and all parties in interest and that the legal and factual bases set forth in the Two Hundred Fifty-Ninth Omnibus Objection to Claims establish

<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Two Hundred Fifty-Ninth Omnibus Objection to Claims.

just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Two Hundred Fifty-Ninth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto (collectively, the “Late-Filed Claims”) are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that this Order supersedes all previous orders regarding the disposition of the Late-Filed Claims listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, any claim listed on Exhibit A annexed to the Two Hundred Fifty-Ninth Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE: LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 259: EXHIBIT 1 - LATE-FILED CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
1	STEELE, ANNA M. (EDWARD JONES INVESTMENT) 794 CLIFF ST. LANDER, WY 82520	08-13555 (JMP)	Lehman Brothers Holdings Inc.	12/13/2011	67787	\$18,000.00	Late-Filed Claim
TOTAL						\$18,000.00	

**EXHIBIT E**  
**(Proposed Order – ECF No. 29296)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**SUPPLEMENTAL ORDER GRANTING THE THREE HUNDRED TWENTY-FOURTH OMNIBUS OBJECTION TO CLAIMS (NO LIABILITY CLAIMS)**

Upon the three hundred twenty-fourth omnibus objection to claims, dated July 9, 2012 (the “Three Hundred Twenty-Fourth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc., as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors for certain entities in the above-referenced chapter 11 cases (collectively, the “Chapter 11 Estates”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664] (the “Procedures Order”), seeking disallowance and expungement of the No Liability Claims to the extent that they assert claims for which the applicable Chapter 11 Estates do not have any liability, all as more fully described in the Three Hundred Twenty-Fourth Omnibus Objection to Claims; and due and proper notice of the Three Hundred Twenty-Fourth Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Twenty-Fourth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Twenty-Fourth Omnibus Objection to Claims.

legal and factual bases set forth in the Three Hundred Twenty-Fourth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the relief requested in the Three Hundred Twenty-Fourth Omnibus Objection to Claims is granted to the extent provided herein; and it is further ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto (collectively, the “No Liability Claims”) are disallowed and expunged, with prejudice, to the extent set forth therein; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A annexed to the Three Hundred Twenty-Fourth Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto, (ii) any claim listed on Exhibit A annexed to the Three Hundred Twenty-Fourth Omnibus Objection to Claims that is not listed on Exhibit 1 annexed to the *Order Granting the Three Hundred Twenty-Fourth Omnibus Objection to Claims (No Liability Claims)* [ECF No. 30389], and (iii) the portion of any No Liability Claim that is not the subject of the Three Hundred Twenty-Fourth Omnibus Objection to Claims; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 324: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
89	STADT ESCHBORN RATHAUSPLATZ 36 ESCHBORN, 65760 GERMANY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	08/24/2009	9278	\$1,485,990.00	Claim 9278 is for unmatured interest, which is disallowed pursuant to Section 502(b)(2) of the Bankruptcy Code.
TOTAL						\$1,485,990.00	

**EXHIBIT F**  
**(Proposed Order – ECF No. 29328)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
:  
**LEHMAN BROTHERS HOLDINGS INC., et al.** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**

**SUPPLEMENTAL ORDER GRANTING THREE HUNDRED  
THIRTY-THIRD OMNIBUS OBJECTION TO CLAIMS (NO GUARANTEE CLAIMS)**

Upon the three hundred thirty-third omnibus objection to claims, dated July 10, 2012 (the “Three Hundred Thirty-Third Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664] (the “Procedures Order”), seeking disallowance and expungement of the No Guarantee Claims on the grounds that such claims are unenforceable against, and impose no liability on, LBHI, all as more fully described in the Three Hundred Thirty-Third Omnibus Objection to Claims; and due and proper notice of the Three Hundred Thirty-Third Omnibus Objection to Claims having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) the claimants listed on Exhibit A attached to the Three Hundred Thirty-Third Omnibus Objection to Claims; and (vi) all other parties entitled

<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Thirty-Third Omnibus Objection to Claims.

to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010 governing case management and administrative procedures for these cases [ECF No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Thirty-Third Omnibus Objection to Claims is in the best interests of LBHI, its estate, creditors, and all parties in interest and that the legal and factual bases set forth in the Three Hundred Thirty-Third Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Thirty-Third Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claim listed on Exhibit 1 annexed hereto is disallowed and expunged in its entirety with prejudice; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A annexed to the Three Hundred Thirty-Third Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto, and (ii) any claim listed on Exhibit A annexed to the Three Hundred Thirty-Third

Omnibus Objection to Claims that is not listed on Exhibit 1 annexed to the *Order Granting*  
*Three Hundred Thirty-Third Omnibus Objection to Claims (No Guarantee Claims)* [ECF No.  
30337]; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all  
matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 333: EXHIBIT 1 - NO GUARANTEE CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
1	DESOTO COUNTY PARTNERS LP 348 ENTERPRISE DR VALDOSTA, GA 31601-5169	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	22128	\$124,320.26	No Guarantee Claim
2	SMURFIT KAPPA ACQUISITIONS F/K/A JSG ACQUISITIONS F/K/A MDPC ACQUISITIONS I ATTN: BRENDAN GLYNN BEECH HILL DUBLIN, 4 IRELAND	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/17/2009	15914	\$567,457.00	No Guarantee Claim
TOTAL						\$691,777.26	

**EXHIBIT G**  
**(Proposed Order – ECF No. 30025)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----x  
**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
-----x

**ORDER GRANTING THREE HUNDRED THIRTY-SEVENTH  
OMNIBUS OBJECTION TO CLAIMS (NO LIABILITY TAX CLAIMS)**

Upon the three hundred thirty-seventh omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Thirty-Seventh Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc., as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors, pursuant to section 502 of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007 of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking the disallowance and expungement of the No Liability Tax Claims, all as more fully described in the Three Hundred Thirty-Seventh Omnibus Objection to Claims; and due and proper notice of the Three Hundred Thirty-Seventh Omnibus Objection to Claims having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) the claimants listed on Exhibit A attached to the Three Hundred Thirty-Seventh Omnibus Objection to Claims; and (vi) all other parties entitled to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010 governing case management and administrative procedures for these

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<sup>1</sup> Terms not defined herein shall have the same meaning ascribed to them in the Three Hundred Thirty-Seventh Omnibus Objection to Claims.

cases [ECF No. 9635]; and the Court having found and determined that the relief sought in the Three Hundred Thirty-Seventh Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Three Hundred Thirty-Seventh Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Thirty-Seventh Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A annexed to the Three Hundred Thirty-Seventh Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 337: EXHIBIT 1 - NO LIABILITY TAX CLAIMS

1	ARLINGTON INDEPENDENT SCHOOL DISTRICT  ELIZABETH BANDA  PERDUE BRANDON FIELDER COLLINS MOTT LLP  P.O. BOX 13430  ARLINGTON, TX 76094-0430	08-13555 (JMP)	Lehman Brothers Holdings Inc.	10/10/2008	147	\$2,060.91
2	COUNTY OF SANTA CLARA  TAX COLLECTOR  COUNTY GOVERNMENT CENTER  6TH FLOOR, EAST WING  70 WEST HEDDING STREET  SAN JOSE, CA 95110	08-13555 (JMP)	Lehman Brothers Holdings Inc.	02/20/2009	4502	\$1,107,221.21
3	FARMINGTON TAX COLLECTOR  1 MONTEITH DRIVE  FARMINGTON, CT 06032-1053	09-10137 (JMP)	BNC Mortgage LLC	07/15/2009	5362	\$5,039.32
4	KELLER INDEPENDENT SCHOOL DISTRICT  ELIZABETH BANDA  PERDUE BRANDON FIELDER COLLINS MOTT LLP  P.O. BOX 13430  ARLINGTON, TX 76094-0430	08-13555 (JMP)	Lehman Brothers Holdings Inc.	10/10/2008	144	\$4,264.41
5	L.A. COUNTY TREASURER AND TAX COLLECTOR  PO BOX 54110  LOS ANGELES, CA 90051-0110	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/08/2009	10661	\$912,364.71
6	MANSFIELD INDEPENDENT SCHOOL DISTRICT  ELIZABETH BANDA  PERDUE BRANDON FIELDER COLLINS MOTT LLP  P.O. BOX 13430  ARLINGTON, TX 76094-0430	08-13555 (JMP)	Lehman Brothers Holdings Inc.	10/10/2008	148	\$3,654.15
7	PLACER COUNTY TAX COLLECTOR  PLACER COUNTY TAX COLLECTORS OFFICE  2976 RICHARDSON RD  AUBURN, CA 95603	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/01/2009	10048	\$9,799.88*

**IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)**

**OMNIBUS OBJECTION 337: EXHIBIT 1 - NO LIABILITY TAX CLAIMS**

8	SAN DIEGO COUNTY TREASURER-TAX COLLECTOR DAN MCALLISTER 1600 PACIFIC HIGHWAY, ROOM 162 SAN DIEGO, CA 92101	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2008	2	\$157,892.10
9	SAN DIEGO COUNTY TREASURER-TAX COLLECTOR ATTN: DAN MCALLISTER, BANKRUPTCY DESK 1600 PACIFIC HIGHWAY, ROOM 162 SAN DIEGO, CA 92101	08-13555 (JMP)	Lehman Brothers Holdings Inc.	10/01/2008	119	\$517,778.35
10	TAX COLLECTOR COUNTY OF SANTA CLARA COUNTY GOVERNMENT CENTER 6TH FLOOR, EAST WING 70 WEST HEDDING STREET SAN JOSE, CA 95110	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	32251	\$639,227.06
						<b>TOTAL</b> \$3,362,956.25

**EXHIBIT H**  
**(Proposed Order – ECF No. 30035)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re** : **Chapter 11 Case No.**  
LEHMAN BROTHERS HOLDINGS INC., *et al.* : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**

**ORDER GRANTING THREE HUNDRED THIRTY-EIGHTH  
OMNIBUS OBJECTION TO CLAIMS (LATE-FILED CLAIMS)**

Upon the three hundred thirty-eighth omnibus objection to claims, dated August

<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Thirty-Eighth Omnibus Objection to Claims.

procedures set forth in the second amended order entered on June 17, 2010, governing case management and administrative procedures for these cases [Docket No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Thirty-Eighth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Three Hundred Thirty-Eighth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Thirty-Eighth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto (collectively, the “Late-Filed Claims”) are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, any claim listed on Exhibit A annexed to the Three Hundred Thirty-Eighth Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 338: EXHIBIT 1 - LATE-FILED CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
1	COSENZA, JO-ANNE 3133 B. MORLEY AVE STATEN ISLAND, NY 10306		Lehman No Case Asserted/All Cases Asserted	07/03/2012	68114	\$10,000.00	Late-Filed Claim
2	MINERO, ROBERT T. 8 SHEFFIELD ROAD SUMMIT, NJ 07901	08-13555 (JMP)	Lehman Brothers Holdings Inc.	06/04/2012	68109	\$21,315.00	Late-Filed Claim
						TOTAL	\$31,315.00

**EXHIBIT I**  
**(Proposed Order – ECF No. 30028)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**ORDER GRANTING THREE  
HUNDRED THIRTY-NINTH OMNIBUS OBJECTION  
TO CLAIMS (REDUCE OR RECLASSIFY, AND ALLOW)**

Upon the three hundred thirty-ninth omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Thirty-Ninth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors, pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking to (i) reduce and allow the Claims on the basis that the amounts and/or priorities listed on the proofs of claim are greater than the fair, accurate, and reasonable values and/or priorities determined by the Plan Administrator after a review of the claimants’ supporting documentation and the Chapter 11 Estates’ books and records, as more fully described in the Three Hundred Thirty-Ninth Omnibus Objection to Claims; and due and proper notice of the Three Hundred Thirty-Ninth Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief requested in the Three Hundred Thirty-Ninth Omnibus Objection to Claims is in the best interests of the Chapter 11

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<sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Thirty-Ninth Omnibus Objection to Claims.

Estates, their creditors, and all parties in interest, and that the legal and factual bases set forth in the Three Hundred Thirty-Ninth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Thirty-Ninth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that (i) each Claim listed on Exhibit 1 annexed hereto is reduced and allowed in the amount and priority set forth on Exhibit 1 in the row entitled “*Claim as Modified*” and in the columns entitled “*Priority*,” and “*Unsecured*” and (ii) any asserted amounts in excess of the reduced amount are disallowed; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim or portion of any claim listed on Exhibit A to the Three Hundred Thirty-Ninth Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

[IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)]

**OMNIBUS OBJECTION 339: EXHIBIT 1 - PROOFS OF CLAIM TO BE REDUCED AND ALLOWED**

	NAME	CLAIM #	FILED DATE	ASSERTED			MODIFIED		
				DEBTOR	CLASS	AMOUNT	DEBTOR	CLASS	AMOUNT
1	ANDERSON, ANDRE 95 KENWOOD ROAD GARDEN CITY, NY 11530	3520	03/26/2009	Lehman Brothers Holdings Inc.	Priority	\$2,850.00	Lehman Brothers Holdings Inc.	Unsecured	\$2,850.00
2	BERLIN- HANNOVERSCHE HYPOTHEKENBANK AKTIENGESELLSCHAFT ATTN: RONALD NAHRMANN (RISIKOBETREUUNG IMMOBILIEN) BUDAPESTER STRASSE 1 BERLIN, 10787 GERMANY	14868	09/17/2009	Lehman Brothers Holdings Inc.	Unsecured	\$2,989,268.39*	Lehman Brothers Holdings Inc.	Unsecured	\$1,494,634.20
3	MERRITT & HARRIS INC. 90 JOHN STREET NEW YORK, NY 10038	18223	09/18/2009	Lehman Brothers Holdings Inc.	Unsecured	\$35,876.66	Lehman Brothers Holdings Inc.	Unsecured	\$20,026.66
4	WEINGARTEN WEATHER CONSULTING 502 L ESPRIT PKWY PENDLETON, KY 40055- 7745	6433	07/27/2009	Lehman Brothers Commodity Services Inc.	Priority	\$1,200.00	Lehman Brothers Commodity Services Inc.	Unsecured	\$1,200.00
5	ZIELINSKI, JIMMY 23 LINDEN AVENUE BELLEVILLE, NJ 07109	7442	08/05/2009	Lehman Brothers Holdings Inc.	Priority	\$3,000.00	Lehman Brothers Holdings Inc.	Unsecured	\$3,000.00
				TOTAL		\$3,032,195.05		TOTAL	\$1,521,710.86

**EXHIBIT J**  
**(Proposed Order – ECF No. 30029)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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x

**ORDER GRANTING THREE HUNDRED FORTIETH  
OMNIBUS OBJECTION TO CLAIMS (SETTLED DERIVATIVES CLAIMS)**

Upon the three hundred fortieth omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Fortieth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), in accordance with section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking disallowance and expungement of the Settled Derivatives Claims on the grounds that the Settled Derivatives Claims are contrary to settlements that the parties have entered into, all as more fully described in the Three Hundred Fortieth Omnibus Objection to Claims; and due and proper notice of the Three Hundred Fortieth Omnibus Objection to Claims having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) each claimant listed on Exhibit A attached to the Three Hundred Fortieth Omnibus Objection to Claims; and (vi) all other parties entitled to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010,

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Fortieth Omnibus Objection to Claims.

governing case management and administrative procedures for these cases [ECF No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Fortieth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Three Hundred Fortieth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Fortieth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the Settled Derivatives Claims listed on Exhibit 1 annexed hereto are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, any claim listed on Exhibit A annexed to the Three Hundred Fortieth Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 340: EXHIBIT 1 - SETTLED DERIVATIVES CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
1	ANTHRACITE INVESTMENTS (IRELAND) PLC - SERIES 8  ATTN: THE DIRECTORS AIB INTERNATIONAL CENTRE I.F.S.C. DUBLIN 1, IRELAND	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/21/2009	20320	Undetermined*	No Liability Claim - Derivative Settled
2	ANTHRACITE INVESTMENTS (IRELAND) PLC - SERIES 8  ATTN: THE DIRECTORS AIB INTERNATIONAL CENTRE I.F.S.C. DUBLIN 1, IRELAND	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	20321	Undetermined*	No Liability Claim - Derivative Settled
3	CHATTANOOGA-HAMILTON COUNTY HOSPITAL AUTHORITY  KING & SPALDING LLP  ATTN: JOHN F ISBELL 1180 PEACHTREE STREET, N.E. ATLANTA, GA 30309	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	31100	Undetermined*	No Liability Claim - Derivative Settled
4	CHATTANOOGA-HAMILTON COUNTY HOSPITAL AUTHORITY  KING & SPALDING LLP  ATTN: JOHN F ISBELL 1180 PEACHTREE STREET, N.E. ATLANTA, GA 30309	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	31101	Undetermined*	No Liability Claim - Derivative Settled

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 340: EXHIBIT 1 - SETTLED DERIVATIVES CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
5	GUADELETE INVESTMENTS SARL ATTN: DANIEL JANE (ON BEHALF OF ALCANJANE S.A.R.L.), PHILIPPE TOUSSAINT & ERIC MAGRINI AS DIRECTORS OF GUADELETE INVESTMENTS OF SARL 22, RUE JEAN-PIERRE BRASSEUR	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	27209	\$151,297.00*	No Liability Claim - Derivative Settled
<b>LUXEMBOURG</b>							
6	GUADELETE INVESTMENTS SARL ATTN: DANIEL JANE (ON BEHALF OF ALCANJANE S.A.R.L.), PHILIPPE TOUSSAINT & ERIC MAGRINI AS DIRECTORS OF GUADELETE INVESTMENTS SARL 22, RUE JEAN-PIERRE BRASSEUR L-1258 LUXEMBOURG, G.D. LUXEMBOURG	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	27210	Undetermined*	No Liability Claim - Derivative Settled
<b>LUXEMBOURG</b>							
7	PHOENIX 2002-1 LIMITED C/O THE BANK OF NEW YORK MELLON GLOBAL CORPORATE TRUST SERVICES - DEFAULT GROUP ATTN: SANJAY JOBANPUTRA ONE CANADA SQUARE LONDON, E14 5AL UNITED KINGDOM	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	28481	Undetermined*	No Liability Claim - Derivative Settled

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 340: EXHIBIT 1 - SETTLED DERIVATIVES CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
8	PHOENIX 2002-1 LIMITED C/O THE BANK OF NEW YORK MELLON GLOBAL CORPORATE TRUST SERVICES - DEFAULT GROUP ATTN: SANJAY JOBANPUTRA ONE CANADA SQUARE LONDON, E14 5AL UNITED KINGDOM	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	28482	Undetermined*	No Liability Claim - Derivative Settled
9	QUARTZ FINANCE PUBLIC LIMITED COMPANY SERIES 2003-1 ELDON STREET B ATTN: SANJAY JOBANPUTRA C/O BNY CORPORATE TRUST SERVICES LIMITED GLOBAL CORPORATE TRUST SERVICES-DEFUALT GROUP LONDON, E14 5AL UNITED KINGDOM	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	26055	Undetermined*	No Liability Claim - Derivative Settled
10	QUARTZ FINANCE PUBLIC LIMITED COMPANY SERIES 2003-1 ELDON STREET B ATTN: SANJAY JOBANPUTRA C/O BNY CORPORATE TRUST SERVICES LIMITED GLOBAL CORPORATE TRUST SERVICES-DEFUALT GROUP LONDON, E14 5AL UNITED KINGDOM	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/21/2009	26056	Undetermined*	No Liability Claim - Derivative Settled

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 340: EXHIBIT 1 - SETTLED DERIVATIVES CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
11	QUARTZ FINANCE PUBLIC LIMITED COMPANY  SERIES 2003-1 ELDON STREET A ATTN: SANJAY JOBANPUTRA C/O BNY CORPORATE TRUST SERVICES LIMITED GLOBAL CORPORATE TRUST SERVICES-DEFUALT GROUP LONDON, E14 5AL UNITED KINGDOM	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	26057	Undetermined*	No Liability Claim - Derivative Settled
12	QUARTZ FINANCE PUBLIC LIMITED COMPANY  SERIES 2003-1 ELDON STREET A ATTN: SANJAY JOBANPUTRA C/O BNY CORPORATE TRUST SERVICES LIMITED GLOBAL CORPORATE TRUST SERVICES-DEFUALT GROUP LONDON, E14 5AL UNITED KINGDOM	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/21/2009	26058	Undetermined*	No Liability Claim - Derivative Settled
TOTAL							\$151,297.00

**EXHIBIT K**  
**(Proposed Order – ECF No. 30030)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**ORDER GRANTING THREE HUNDRED FORTY-FIRST  
OMNIBUS OBJECTION TO CLAIMS (NO LIABILITY CLAIMS)**

Upon the three hundred forty-first omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Forty-First Omnibus Objection to Claims”),<sup>2</sup> of Lehman Brothers Holdings Inc. (“LBHI”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and its Affiliated Debtors, pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking disallowance and expungement of the No Liability Claims on the basis that LBHI has no liability for such claims, all as more fully described in the Three Hundred Forty-First Omnibus Objection to Claims; and due and proper notice of the Three Hundred Forty-First Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief requested in the Three Hundred Forty-First Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest, and that the legal and factual bases set forth in the Three Hundred Forty-First Omnibus

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<sup>2</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Forty-First Omnibus Objection to Claims.

Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Forty-First Omnibus

Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that pursuant to section 502(b) of the Bankruptcy Code, the portions of the claims listed on Exhibit 1 that assert No Liability Claims are disallowed and expunged with prejudice; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A annexed to the Three Hundred Forty-First Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

OMNIBUS OBJECTION 341: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	ASSERTED TOTAL CLAIM DOLLARS	AMOUNTS TO BE DISALLOWED	AMOUNTS NOT SUBJECT TO THIS OBJECTION
1 ARMAN, ANNE	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/18/2009	18130	Undetermined	Undetermined	None
2 BENSON, CRAIG O.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2009	2136	\$312,864.31	\$2,625.64 PRIORITY	\$310,238.67
3 CASTELLANOS, JOSE G	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	30045	\$1,062.08	\$1,062.08	None
4 CHIN, NEVILLE	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/10/2009	11322	\$1,319.16	\$1,319.16	None
5 GOLDSTEIN, JOSH	08-13555 (JMP)	Lehman Brothers Holdings Inc.	7/2/2009	5070	\$421.58	\$421.58	None
6 HAMILL,ROBERT B.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	7/15/2009	5345	\$1,386.00	\$1,386.00	None
7 JENDRUSIAK, KARINA	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/11/2009	7998	Undetermined	Undetermined PRIORITY	Undetermined
8 MAHLER, JAY M.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/21/2009	24031	\$166,121.59	\$4,417.49 PRIORITY UNSECURED	\$10,950.00 \$150,754.10 \$161,704.10
9 MCCARTHY,ROBERT E.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/4/2009	10413	\$208,000.00	\$5,000.00 UNSECURED	\$203,000.00
10 NASH, ANTHONY A.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	7/23/2009	5942	\$20,101.14	\$20,101.14	None
11 ORLOSKY, JASON	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/21/2009	26150	\$925.60	\$925.60	None

OMNIBUS OBJECTION 341: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	ASSERTED TOTAL CLAIM DOLLARS	AMOUNTS TO BE DISALLOWED	AMOUNTS NOT SUBJECT TO THIS OBJECTION
12 PETRUCELLI, MICHAEL J.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	7/20/2009	5770	\$2,452,214.56	\$1,289.86 PRIORITY UNSECURED	\$10,950.00 \$2,439,974.70 \$2,450,924.70
13 REGAN, DONALD HENRY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	31385	\$575,550.00	\$575,550.00	None
14 SINER, JASON	08-13555 (JMP)	Lehman Brothers Holdings Inc.	11/6/2008	534	\$111,547.00	\$7,831.09 PRIORITY UNSECURED	\$10,950.00 \$92,765.91 \$103,715.91
15 TOY, JUDY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/13/2009	8187	\$668.76	\$668.76	None
16 WELCH, MICHAEL GODFREY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2009	2127	\$115,437.66	\$4,729.58 PRIORITY	\$110,708.08
TOTAL					\$3,967,619.44	\$627,327.98	\$3,340,291.46

**EXHIBIT L**  
**(Proposed Order – ECF No. 30031)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----x  
**In re** : **Chapter 11 Case No.**  
:  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**  
-----x

**ORDER GRANTING THE  
THREE HUNDRED FORTY-SECOND OMNIBUS  
OBJECTION TO CLAIMS (EMPLOYMENT-RELATED CLAIMS)**

Upon the three hundred forty-second omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Forty-Second Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc., as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors, pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking disallowance and expungement of the Employment-Related Claims to the extent that they assert claims for which LBHI has no liability or seeking to reclassify certain of the Employment-Related Claims as common equity interests, all as more fully described in the Three Hundred Forty-Second Omnibus Objection to Claims; and due and proper notice of the Three Hundred Forty-Second Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief requested in the Three Hundred Forty-Second Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors,

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<sup>1</sup> Terms not defined herein shall have the same meaning ascribed to them in the Three Hundred Forty-Second Omnibus Objection to Claims.

and all parties in interest and that the legal and factual bases set forth in the Three Hundred Forty-Second Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Forty-Second Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that pursuant to section 502(b) of the Bankruptcy Code, the portions of the claims listed on Exhibit 1 annexed hereto under the heading "*Amount to be Disallowed*" are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that the portions of the claims listed on Exhibit 1 annexed hereto under the heading "*Amount to be Reclassified as Equity Interest*" have the same priority as, and no greater priority than, common stock interests in LBHI; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim or portion of any claim listed on Exhibit A annexed to the Three Hundred Forty-Second Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

08-13555-mg Doc 31103 Filed 09/26/12 Entered 09/26/12 13:28:44 Main Document  
 IN RE: LEHMAN BROTHERS HOLDINGS INC. ET AL., CASE NO: 08-13555 (JMP)  
 OMNIBUS OBJECTION 342: EXHIBIT 1 - EMPLOYMENT-RELATED CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	ASSERTED TOTAL CLAIM DOLLARS	AMOUNT TO BE DISALLOWED	AMOUNT TO BE RECLASSIFIED AS EQUITY INTEREST	AMOUNT NOT SUBJECT TO THIS OBJECTION
1 BARICEVIC, JOANNA M.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/16/2009	13425	Undetermined	Undetermined	Undetermined	Priority Undetermined
2 BARICEVIC, JOANNA M.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/16/2009	13426	\$56,000.00 *	\$56,000.00		Priority Undetermined
3 BRIER, BRUCE	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/23/2009	34372	\$489,000.00	\$366,000.00		Priority \$10,950.00 Unsecured \$112,050.00 \$123,000.00
4 BROADBENT, WILLIAM	08-13555 (JMP)	Lehman Brothers Holdings Inc.	11/9/2009	65126	\$1,870,078.90	\$44,217.84		Unsecured \$1,825,861.06
5 COVEY, DAVID J.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/21/2009	19815	\$626,992.88	\$626,992.88		None
6 FILLER, RONALD H.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/18/2009	18688	Undetermined	Undetermined		Priority Undetermined
7 HEALY, MICHAEL C	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	31874	\$18,119.85	\$18,119.85		None
8 JENDRUSIAK, KARINA	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/11/2009	7998	Undetermined	Undetermined		Priority Undetermined
9 KEY, TIMOTHY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/7/2009	1616	\$269,105.00	\$269,105.00		None
10 MCCARTHY, ROBERT E.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/4/2009	10413	\$208,000.00	\$203,000.00		Unsecured \$5,000.00
11 SALVATORE, JULIANNE	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/8/2009	10633	\$776,889.00	\$112,959.00		Unsecured \$663,930.00
12 SINER, JASON	08-13555 (JMP)	Lehman Brothers Holdings Inc.	11/6/2008	534	\$111,546.99	\$96,712.44		Unsecured \$14,834.55
13 STATHATOS, ELEFTERIA	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	30358	Undetermined	Undetermined		None
14 STONE, DEBRA L.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	27931	\$16,334.00	\$16,334.00		None

\* - Indicates claim contains unliquidated and/or undetermined amounts

1 of 2

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	ASSERTED TOTAL CLAIM DOLLARS	AMOUNT TO BE DISALLOWED	AMOUNT TO BE RECLASSIFIED AS EQUITY INTEREST	AMOUNT NOT SUBJECT TO THIS OBJECTION
15 THAI, THANH H.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/18/2009	8619	\$547,903.86	\$547,903.86		None
				Total	\$4,989,970.48	\$2,357,344.87	\$0.00	\$2,632,625.61

**EXHIBIT M**  
**(Proposed Order – ECF No. 30032)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----x  
**In re** : **Chapter 11 Case No.**  
: **LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
: **Debtors.** : **(Jointly Administered)**  
-----x

**ORDER GRANTING THE THREE HUNDRED FORTY-THIRD  
OMNIBUS OBJECTION TO CLAIMS (NO LIABILITY CLAIMS)**

Upon the three hundred forty-third omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Forty-Third Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc., as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors for certain entities in the above-referenced chapter 11 cases (collectively, the “Chapter 11 Estates”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664] (the “Procedures Order”), seeking disallowance and expungement of the No Liability Claims to the extent that they assert claims for which the applicable Chapter 11 Estates do not have any liability, all as more fully described in the Three Hundred Forty-Third Omnibus Objection to Claims; and due and proper notice of the Three Hundred Forty-Third Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Forty-Third Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Forty-Third Omnibus Objection to Claims.

factual bases set forth in the Three Hundred Forty-Third Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the relief requested in the Three Hundred Forty-Third Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto (collectively, the “No Liability Claims”) are disallowed and expunged, with prejudice, to the extent set forth therein; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A annexed to the Three Hundred Forty-Third Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto and (ii) the portion of any No Liability Claim that is not the subject of the Three Hundred Forty-Third Omnibus Objection to Claims; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
1 FUKUOKA SECURITIES CO., LTD. F/K/A MAEDA SECURITIES CO LTD ATTN: YOSHIAKI TAKAKURA FUKUOKA-SHI CHUO-KU TENJIN 2-13-1 FUKUOKA BANK HEAD OFFICE BUILDING 9TH FL FUKUOKA, 810-0001 JAPAN	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/15/2009	13081	\$19,674,829.90	This claim is based on LBHI's purported guarantee of obligations incurred by Lehman Brothers Japan Inc. ("LBJ"), a foreign affiliate of the Debtors that is not a Debtor in these jointly administered chapter 11 cases. Claimant filed a claim against LBJ for the underlying obligation, but such claim is no longer a valid claim against LBJ and the underlying obligation no longer exists. LBHI is not liable to claimant for any purported guarantee of such extinguished obligation.
2 HARNEYS CORPORATE SERVICES LIMITED & HARNEY WESTWOOD & RIEGELS LLP CLAIRE L MARTIN CRAIGMUIR CHAMBERS P.O. BOX 71 ROAD TOWN, TORTOLA, VIRGIN ISLANDS (BRITISH)	08-13555 (JMP)	Lehman Brothers Holdings Inc.	03/31/2009	3583	\$10,226.03	Claimant agrees with the Debtors that LBHI does not have any liability for the transaction or transactions that form the basis of this claim.
3 HAVENS PARTNERS, LP 600 LEXINGTON AVENUE NEW YORK, NY 10022	08-13893 (JMP)	Lehman Brothers OTC Derivatives Inc.	05/27/2010	66701	\$163,834.00	The Debtors' records reflect that Claim 66701 is based on a transaction or transactions between claimant and Lehman Brothers International Europe. Lehman Brothers OTC Derivatives Inc. has no liability to claimant for such transaction or transactions.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
4 HUA NAN COMMERCIAL BANK, LTD. CHENG TUNG BR. ATTN: HENRY HSIEH NO. 146 SUNG CHIANG ROAD TAIPEI, TAIWAN, PROVINCE OF CHINA	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/14/2009	12584	\$34,123,166.00	This claim is based on LBHI's purported guarantees of certain obligations incurred by two non-Debtor subsidiaries of LBHI. Claimant settled the underlying obligations with the two non-Debtor subsidiaries and released LBHI of any liability on account of the purported guarantees. Claimant agrees that LBHI has no liability for this claim.
5 KIMURA SECURITIES CO. LTD ATTN: KAZUYUKI HORI NAGOYA-SHI NAKA-KU SAKAE 3-8-21 AICHI, 460-0008 JAPAN	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/15/2009	13076	\$6,540,132.49	This claim is based on LBHI's purported guarantee of obligations incurred by Lehman Brothers Japan Inc. ("LBJ"), a foreign affiliate of the Debtors that is not a Debtor in these jointly administered chapter 11 cases. Claimant filed a claim against LBJ for the underlying obligation, but such claim is no longer a valid claim against LBJ and the underlying obligation no longer exists. LBHI is not liable to claimant for any purported guarantee of such extinguished obligation.
6 KINKI OSAKA BANK, LIMITED, THE 4-27 SHIROMI 1-CHOME CHUO-KU OSAKA, 540-8560 JAPAN	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	25558	\$19,931,534.68	This claim is based on LBHI's purported guarantee of obligations incurred by Lehman Brothers Japan Inc. ("LBJ"), a foreign affiliate of the Debtors that is not a Debtor in these jointly administered chapter 11 cases. Claimant filed a claim against LBJ for the underlying obligation, but such claim is no longer a valid claim against LBJ and the underlying obligation no longer exists. LBHI is not liable to claimant for any purported guarantee of such extinguished obligation.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
7 NICE NETZWERKE UND INNOVATIVER COMPUTER-EINSATZ GMBH NICE GMBH 9 LIEBIGSTRASSE LEONBERG, 71229 GERMANY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	10/02/2008	78	\$122,465.58	The Debtors' records reflect that Claim 78 is based on a transaction or transactions between claimant and Lehman Brothers Inc. LBHI has no liability to claimant for such transaction or transactions.
8 SEIBEL, GEORG ON ACCOUNT WITH BNP PARIBAS ZUM KREUZWEG 1A OELDE, 59302 GERMANY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	07/10/2009	5252	\$4,844.00	Claim 5252 was filed by a holder of securities that were issued by a non-Debtor entity. LBHI did not issue the securities and is not liable on account of them.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
9 SG HAMBROS BANK (CHANNEL ISLANDS) LIMITED ATT: RICHARD OLLIVER P.O. BOX 78 18 THE ESPLANADE ST HELIER JE4 8RT JERSEY, UNITED KINGDOM	08-13901 (JMP)	Lehman Brothers Commercial Corporation	09/18/2009	19120	\$1,753,100.00*	Claim 19120 is based on a certain foreign exchange spot transaction (the "FX Spot Transaction") between the claimant and Lehman Brothers International (Europe) ("LBIE"). The claimant asserts that it made payment to LBIE under the FX Spot Transaction and that LBIE was obligated to make its payment to the claimant under the FX Spot Transaction through LBIE's delivery agent, Lehman Brothers Commercial Corporation ("LBCC"). The claimant asserts that no payments have been made by LBIE or LBCC pursuant to the FX Spot Transaction. The claimant acknowledges, however, that it does not know whether the monies purportedly owed to it under the FX Spot Transaction are in LBIE's accounts or LBCC's. LBIE never delivered to LBCC any monies purportedly owed to the claimant under the FX Spot Transaction. Accordingly, LBCC has no liability to the claimant in respect of the FX Spot Transaction or claim 19120.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
10	STAALBANKIERS N.V. LANGE HOUTSTRAAT 4-8 CW 'S-GRAVENHAGE, 2511 NETHERLANDS	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	27412	Undetermined*	Claim 27412 was filed by a former holder of securities issued by Lehman Brothers Treasury Co. B.V. and is based on losses allegedly incurred by the claimant when it sold the securities. LBHI has no liability for any trading losses suffered by the claimant. And, claimant has not offered any legal theory to support its assertion of liability.
11	SUN HUNG KAI INVESTMENT SERVICES LIMITED ATTN: MS. SYLVIA LAU 42/F THE LEE GARDENS 33 HYSAN AVE CAUSEWAY BAY HONG KONG, HONG KONG	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/21/2009	25793	Undetermined*	Claims 25793, 23944, and 23492 (the "Direct Claims"), and claims 25679, 23943, and 23941 (the "Guarantee Claims," and, together with the Direct Claims, the "Minibond Claims") are filed by a holder of Series 5, 6, and 7 notes (the "Minibonds") issued by Pacific International Finance Limited

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
12	SUN HUNG KAI INVESTMENT SERVICES LIMITED ATTN: MS SYLVIA LAU 42/F THE LEE GARDENS 33 HYSAN AVE CAUSEWAY BAY HONG KONG, CHINA	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	25679	Undetermined*	("Pacific"). In the Direct Claims, the claimant seeks to recover against Lehman Brothers Special Financing Inc. ("LBSF") as alleged swap provider of certain purported derivatives obligations which are allegedly guaranteed by Lehman Brothers Holdings Inc. ("LBHI," and, together with LBSF, the "Chapter 11 Estates") in respect of certain notes issued by Lehman Brothers Treasury Co. B.V. ("LBT") and guaranteed by LBHI (the "LBT Notes"), which purportedly constitute collateral for the Minibonds. In the Guarantee Claims, the claimant seeks to recover against LBHI as guarantor of such purported derivatives obligations. The Debtors have no liability to the claimant on the Minibond Claims. First, the claimant lacks standing as a holder of the Minibonds to assert this claim against the Chapter 11 Estates. See <i>Wong v. HSBC USA, Inc., et al.</i> , Adv. Proc. No. 09-01120 (Bankr. S.D.N.Y.), Nov. 18, 2009 Hr'g Tr., at 25:4-6 (dismissing minibond holders' complaint and holding that minibond holders lack direct standing to assert claims against LBSF because, under governing English law, "it is the trustee and not a beneficiary of the trust that is the appropriate party to bring an action on behalf of trust beneficiaries"); see also <i>Wong v. HSBC USA, Inc., et al.</i> , 2010 WL 3154976, at *6 (S.D.N.Y. Aug. 9,
13	SUN HUNG KAI INVESTMENT SERVICES LIMITED ATTN: SYLVIA LAU 42/F THE LEE GARDENS 33 HYSAN AVE CAUSEWAY BAY HONG KONG, HONG KONG	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/21/2009	23944	Undetermined*	
14	SUN HUNG KAI INVESTMENT SERVICES LIMITED ATTN: SYLVIA LAU 42/F THE LEE GARDENS 33 HYSAN AVE CAUSEWAY BAY HONG KONG, HONG KONG	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	23943	Undetermined*	
15	SUN HUNG KAI INVESTMENT SERVICES LIMITED ATTN: SYLVIA LAU 42/F THE LEE GARDENS 33 HYSAN AVE CAUSEWAY BAY HONG KONG, HONG KONG	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/21/2009	23942	Undetermined*	

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
16 SUN HUNG KAI INVESTMENT SERVICES LIMITED ATTN: SYLVIA LAU 42/F THE LEE GARDENS 33 HYSAN AVE CAUSEWAY BAY HONG KONG, HONG KONG	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	23941	Undetermined*	2010) (affirming dismissal of complaint and holding that "the Bankruptcy Court properly held that Plaintiffs lack standing under English law to sue LBSF directly"). Second, the trustee – which is the appropriate party to assert a claim on behalf of the claimants – has asserted claims with respect to the Minibonds. Such claims have already been allowed or withdrawn, and the trustee either has or will distribute to the claimants any proceeds of the Minibonds' purported collateral, including the guarantee thereof, to which the claimants may be entitled. <i>See Order Pursuant to Sections 105(a) and 502(b) of the Bankruptcy Code and Bankruptcy Rule 9019 Approving Procedures for the Determination of the Allowed Amount of Claims Filed Based on Structured Securities Issued or Guaranteed by Lehman Brothers Holdings Inc.</i> , dated Aug. 10, 2011 [ECF No. 19120] (allowing claim 62721 (guarantee of LBT Notes)); claim 67584 at <a href="http://www.lehman-docket.com">www.lehman-docket.com</a> (indicating that claim is withdrawn).

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
17	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	32869	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
18	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	32860	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
19 U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	31053	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
20 U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	31043	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
21	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	32872	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
22	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	31027	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
23	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	31055	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
24	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	31025	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
25	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	31057	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
26	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	32871	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
27	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	31029	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
28	U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/22/2009	32873	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
29 U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	32870	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
30 U.S. BANK NATIONAL ASSOCIATION CORPORATE TRUST SERVICES ATTN: TIMOTHY PILLAR, VP EP-MN-WS1D, 60 LIVINGSTON AVENUE ST. PAUL, MN 55107-2292	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	31054	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.

\* - Indicates claim contains unliquidated and/or undetermined amounts

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IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 343: EXHIBIT 1 - NO LIABILITY CLAIMS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	TOTAL CLAIM DOLLARS	REASON FOR PROPOSED DISALLOWANCE
31 U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE ATTN: TIMOTHY PILLAR, VICE PRESIDENT US BANK CORPORATE TRUST SERVICES, ED-MN-WS1D 60 LIVINGSTON AVENUE ST PAUL, MN 55107	08-13888 (JMP)	Lehman Brothers Special Financing Inc.	09/09/2009	10995	Undetermined*	As per the <i>Order Granting Three Hundred Fourth Omnibus Objection to Claims (Duplicative Derivative Claims)</i> [ECF No. 29125], this claim has been disallowed and expunged with prejudice with respect to all portions of the claim unrelated to any fees and expenses due to the claimant. The underlying agreement that forms the basis of this claim does not provide for claimant's entitlement to fees and expenses. Therefore, no Debtor has any liability to claimant for the remaining portion of this claim.
32 WINNING MIND, LLC 1010 UNIVERSITY AVE., #265 SAN DIEGO, CA 92103	08-13555 (JMP)	Lehman Brothers Holdings Inc.	12/23/2008	1428	\$10,950.00	As per the <i>Order Granting the Three Hundred Sixth Omnibus Objection to Claims (No Liability Claims)</i> [ECF No. 29553] (the " <u>306th Omnibus Order</u> "), this claim was disallowed and expunged, but the Debtors erroneously did not include a portion of the claim, in the amount of \$10,950.00, on the exhibit to the 306th Omnibus Order. The Debtors' records reflect that such portion is based on the same transaction or transactions between claimant and Lehman Brothers Inc. LBHI has no liability to claimant for such transaction or transactions.
TOTAL						\$82,335,082.68

\* - Indicates claim contains unliquidated and/or undetermined amounts

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**EXHIBIT N**  
**(Proposed Order – ECF No. 30033)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re : **Chapter 11 Case No.**  
: **08-13555 (JMP)**  
: **(Jointly Administered)**  
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**Debtors.** :  
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x

**ORDER GRANTING THREE HUNDRED FORTY-FOURTH  
OMNIBUS OBJECTION TO CLAIMS (DUPLICATIVE CLAIMS)**

Upon the three hundred forty-fourth omnibus objection to claims, dated July 9, 2012 (the “Three Hundred Forty-Fourth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors, in accordance with section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664], seeking disallowance and expungement of the duplicative claims on the grounds that such claims are duplicative of the corresponding surviving claims, either exactly or in substance, all as more fully described in the Three Hundred Forty-Fourth Omnibus Objection to Claims; and due and proper notice of the Three Hundred Forty-Fourth Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Forty-Fourth Omnibus Objection to Claims.

Hundred Forty-Fourth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Three Hundred Forty-Fourth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Forty-Fourth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto under the heading “*Claims to be Disallowed and Expunged*” (collectively, the “Duplicative Claims”) are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that the claims listed on Exhibit 1 annexed hereto under the heading “*Surviving Claims*” (collectively, the “Surviving Claims”) will remain on the claims register subject to the Plan Administrator’s right to object as set forth herein; and it is further

ORDERED that this Order supersedes all previous orders regarding the disposition of the Duplicative Claims listed on Exhibit 1 annexed hereto; and it is further

ORDERED that all information included on and all documentation filed in support of any Duplicative Claims, including, but not limited to, derivative and guarantee questionnaires and supporting documentation, shall be treated as having been filed in support of the corresponding Surviving Claims; and it is further

ORDERED that nothing in this Order or the disallowance and expungement of the Duplicative Claims constitutes any admission or finding with respect

to any of the Surviving Claims, and the Plan Administrator's rights to object to the Surviving Claims on any basis are preserved; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A annexed to the Three Hundred Forty-Fourth Omnibus Objection to Claims under the heading "*Claims to be Disallowed and Expunged*" that is not listed on Exhibit 1 annexed hereto and (ii) any Surviving Claim; *provided, however*, that if the Court subsequently orders that a Surviving Claim is not appropriately duplicative of the corresponding Duplicative Claim, then the claims agent shall be authorized and directed to immediately reinstate such Duplicative Claim in these chapter 11 cases (the "Reinstated Claim"), and the rights of all interested parties with respect to the Reinstated Claim shall be expressly reserved; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 344: EXHIBIT 1 - DUPLICATIVE CLAIMS

CLAIMS TO BE DISALLOWED AND EXPUNGED

SURVIVING CLAIMS

		NAME	DATE FILED	CASE NUMBER	CLAIM #	TOTAL CLAIM DOLLARS		NAME	DATE FILED	CASE NUMBER	CLAIM #	TOTAL CLAIM DOLLARS
1	BURGER, MARTIN S. 10 CITY PLACE, TRUMP TOWER, 29D WHITE PLAINS, NY 10601		09/30/2011	08-13893 (JMP)	67672	\$183,307.80	BURGER, MARTIN S. 10 CITY PLACE, TRUMP TOWER, 29D WHITE PLAINS, NY 10601		01/14/2009	08-13893 (JMP)	1703	\$183,307.80
2	BURGER, MARTIN S. 10 CITY PLACE, TRUMP TOWER, 29D WHITE PLAINS, NY 10601		09/30/2011	08-13893 (JMP)	67673	\$50,000.00	BURGER, MARTIN S. 10 CITY PLACE, TRUMP TOWER, 29D WHITE PLAINS, NY 10601		01/14/2009	08-13893 (JMP)	1702	\$50,000.00
3	HAMM, WILLIAM A. & RUTH 3619 THORNDIKE DR FAYETTEVILLE, NC 28311- 0308		08/03/2009	08-13555 (JMP)	7200	\$12,000.00	WILMINGTON TRUST COMPANY, AS INDENTURE TRUSTEE ATTN: JULIE J. BECKER 50 SOUTH SIXTH STREET, SUITE 1290, DROP CODE: 1700/MINNESOTA MINNEAPOLIS, MN 55402- 1544		09/02/2009	08-13555 (JMP)	10082	\$48,883,940,671.38
4	MCCULLY, MICHAEL K. 340 EAST 23RD STREET APARTMENT 5M NEW YORK, NY 10010-4747		12/15/2009	08-13555 (JMP)	65947	\$148,735.70	MCCULLY, MICHAEL K. 340 EAST 23RD STREET APARTMENT 5M NEW YORK, NY 10010-4747		12/15/2009	08-13555 (JMP)	65946	\$148,735.70
5	RODGERS, CATHERINE M. 477 HARRISON STREET NUTLEY, NJ 07110		09/22/2009	08-13555 (JMP)	32723	Undetermined	RODGERS, CATHERINE M. 477 HARRISON STREET NUTLEY, NJ 07110		09/22/2009	08-13555 (JMP)	32722	\$54,417.61
					TOTAL	\$394,043.50						

\* - Indicates claim contains unliquidated and/or undetermined amounts

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**EXHIBIT O**  
**(Proposed Order – ECF No. 30034)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re : **Chapter 11 Case No.**  
: **08-13555 (JMP)**  
: **(Jointly Administered)**  
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**Debtors.** :  
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**x**

**ORDER GRANTING THREE HUNDRED FORTY-FIFTH  
OMNIBUS OBJECTION TO CLAIMS (VALUED DERIVATIVE CLAIMS)**

Upon the three hundred forty-fifth omnibus objection to claims, dated August 14, 2012 (the “Three Hundred Forty-Fifth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664] (the “Procedures Order”), seeking to reduce and allow the Valued Derivative Claims, as more fully described in the Three Hundred Forty-Fifth Omnibus Objection to Claims; and due and proper notice of the Three Hundred Forty-Fifth Omnibus Objection to Claims having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) the claimants listed on Exhibit A attached to the Three Hundred Forty-Fifth Omnibus Objection to Claims; and (vi) all other parties

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Forty-Fifth Omnibus Objection to Claims.

entitled to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010 governing case management and administrative procedures for these cases [Docket No. 9653]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Forty-Fifth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Three Hundred Forty-Fifth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the relief requested in the Three Hundred Forty-Fifth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that each Valued Derivative Claim listed on Exhibit 1 annexed hereto is hereby modified and allowed in the amount set forth on Exhibit 1 under the column heading “Modified Amount” and any asserted amount in excess of the modified amount is disallowed; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A to the Three Hundred Forty-Fifth Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 345: EXHIBIT 1 - VALUED DERIVATIVES CLAIMS

	NAME	CLAIM #	FILED DATE	ASSERTED			MODIFIED		
				DEBTOR	CLASS	AMOUNT	DEBTOR	CLASS	AMOUNT
1	LANDES BANK BADEN-WURTTEMBERG FORMERLY LANDES BANK RHEINLAND-PFALZ GIROZ.) ATTN: LEGAL DEPARTMENT 1150/H AM HAUPTBAHNHOF 2 STUTTGART, 70173 GERMANY	18886	09/18/2009	Lehman Brothers Financial Products Inc.	Unsecured	\$73,707.62*	Lehman Brothers Financial Products Inc.	Unsecured	\$72,944.59
2	TWO SIGMA HORIZON PORTFOLIO, LLC C/O TWO SIGMA INVESTMENTS, LLC ATTN: MICHAEL MARINIC 379 WEST BROADWAY, 5TH FLOOR NEW YORK, NY 10012	66403	03/18/2010	Lehman Brothers Holdings Inc.	Unsecured	\$415,385.00*	Lehman Brothers Holdings Inc.	Unsecured	\$415,385.00
3	TWO SIGMA HORIZON PORTFOLIO, LLC C/O TWO SIGMA INVESTMENTS, LLC ATTN: MICHAEL MARINIC 379 WEST BROADWAY, 5TH FLOOR NEW YORK, NY 10012	66404	03/18/2010	Lehman Brothers OTC Derivatives Inc.	Unsecured	\$415,385.00*	Lehman Brothers OTC Derivatives Inc.	Unsecured	\$415,385.00
				TOTAL		\$904,477.62	TOTAL		\$903,714.59

**EXHIBIT P**  
**(Proposed Order – ECF No. 30062)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----x  
**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**ORDER GRANTING THE THREE HUNDRED FORTY-SIXTH  
OMNIBUS OBJECTION TO CLAIMS (SECURITIES CLAIMS)**

Upon the three hundred forty-sixth omnibus objection to claims, dated August 15, 2012 (the “Three Hundred Forty-Sixth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rules 3007(d) and 3013 of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664] (the “Procedures Order”), seeking to subordinate the Securities Claims on the basis that such claims arise from the purchase or sale of securities issued by LBHI or its affiliates, all as more fully described in the Three Hundred Forty-Sixth Omnibus Objection to Claims; and due and proper notice of the Three Hundred Forty-Sixth Omnibus Objection to Claims having been provided; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Three Hundred Forty-Sixth Omnibus Objection to Claims is in the best interests of LBHI, its creditors, and all parties in interest, and that the legal and factual bases set forth in the Three Hundred Forty-Sixth

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<sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Forty-Sixth Omnibus Objection to Claims.

Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Three Hundred Forty-Sixth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that each Securities Claim listed on Exhibit 1 annexed hereto is classified in the class set forth on Exhibit 1 under the column heading “*Class*”; and it is further

ORDERED that this Order has no res judicata, estoppel, or other affect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A to the Three Hundred Forty-Sixth Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

## IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

## OMNIBUS OBJECTION 346: EXHIBIT 1 - SUBORDINATED CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	CLASS	TOTAL CLAIM DOLLARS
1	BAGLEY, MILTON F. ROLLOVER IRA 19319 CHAPEL CREEK DRIVE BOCA RATON, FL 33434	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	32784	LBHI Class 11	\$625,000.00*
2	BENT II, BRUCE R. C/O DUANE MORRIS LLP ATTN: JOHN DELAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17314	LBHI Class 11	Undetermined*
3	BENT, ARTHUR T. C/O DUANE MORRIS LLP ATTN: JOHN DELAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17312	LBHI Class 11	Undetermined*
4	BENT, BRUCE R. C/O DUANE MORRIS LLP ATTN: JOHN DELAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17313	LBHI Class 11	Undetermined*
5	CONTRA COSTA WATER DISTRICT ATTN: BRICE BLEDSOE 1331 CONCORD AVENUE P.O. BOX H20 CONCORD, CA 94524	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	23490	LBHI Class 11	Undetermined*
6	LIGHTEN, WILLIAM E. 48 WELLINGTON AVE. NEW ROCHELLE, NY 10804	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/22/2009	28232	LBHI Class 12	\$4,570,182.71*

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 346: EXHIBIT 1 - SUBORDINATED CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	CLASS	TOTAL CLAIM DOLLARS
7	NOAH BANK F/K/A ROYAL ASIAN BANK ATTN: JAMES MCSWIGGAN 7301 OLD YORK ROAD ELKINS PARK, PA 19027	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/21/2009	21868	LBHI Class 11	Undetermined*
8	PRIMARY FUND OF THE RESERVE FUND, THE C/O DUANE MORRIS LLP ATTN: JOHN DELLAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17321	LBHI Class 11	Undetermined*
9	RESERVE INTERNATIONAL LIQUIDITY FUND LTD., THE C/O DUANE MORRIS LLP ATTN: JOHN DELLAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17318	LBHI Class 11	Undetermined*
10	RESERVE MANAGEMENT COMPANY, INC. C/O DUANE MORRIS LLP ATTN: JOHN DELLAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17316	LBHI Class 11	Undetermined*

IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)

OMNIBUS OBJECTION 346: EXHIBIT 1 - SUBORDINATED CLAIMS

	NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	CLASS	TOTAL CLAIM DOLLARS
11	RESERVE YIELD PLUS FUND OF THE RESERVE SHORT-TERM INVESTMENT TRUST, THE C/O DUANE MORRIS LLP ATTN: JOHN DELAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17317	LBHI Class 11	Undetermined*
12	RESRV PARTNERS, INC. C/O DUANE MORRIS LLP ATTN: JOHN DELAPORTAS AND WILLIAM HEUER 1540 BROADWAY NEW YORK, NY 10036-4086	08-13555 (JMP)	Lehman Brothers Holdings Inc.	09/18/2009	17315	LBHI Class 11	Undetermined*
TOTAL							\$5,195,182.71

**EXHIBIT Q**  
**(Proposed Order – ECF No. 30357)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re** : **Chapter 11 Case No.**  
LEHMAN BROTHERS HOLDINGS INC., *et al.* : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**

**ORDER GRANTING THREE HUNDRED  
FORTY-SEVENTH OMNIBUS OBJECTION  
TO CLAIMS (TO RECLASSIFY PROOFS OF CLAIM AS EQUITY INTERESTS)**

Upon the three hundred forty-seventh objection to claims, dated August 24, 2012

<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Three Hundred Forty-Seventh Omnibus Objection to Claims.

ORDERED that the relief requested in the Three Hundred Forty-Seventh Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that any portion of the claims listed on Exhibit 1 annexed hereto that arises from or otherwise relates to Equity Awards, including without limitation any specific amounts indicated on Exhibit 1, shall have the same priority as, and no greater priority than, common stock interests in LBHI; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to any claim listed on Exhibit A annexed to the Three Hundred Forty-Seventh Omnibus Objection to Claims that is not listed on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

## **Exhibit 1**

OMNIBUS OBJECTION 347: RECLASSIFY PROOFS OF CLAIM AS EQUITY INTERESTS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	ASSERTED TOTAL CLAIM DOLLARS	TOTAL CLAIM DOLLARS SUBJECT TO OBJECTION	AMOUNTS NOT SUBJECT TO THIS OBJECTION
1 AGRAWAL, SHASHANK	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/15/2009	13002	\$1,400,470.76	Undetermined	\$1,400,470.76
2 AINSLIE, MICHAEL L.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66193	Undetermined	Undetermined	Undetermined
3 AKERS, JOHN F.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66192	Undetermined	Undetermined	Undetermined
4 BERLIND, ROGER S.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66186	Undetermined	Undetermined	Undetermined
5 COVEY, DAVID J.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/21/2009	19815	\$626,992.88	Undetermined	\$626,992.88
6 CRUIKSHANK, THOMAS H.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66185	Undetermined	Undetermined	Undetermined
7 DEEGAN, CHRISTOPHER J	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	30076	\$143,198.00	\$121,883.00	\$21,315.00
8 EVANS, MARSHA JOHNSON	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66189	Undetermined	Undetermined	Undetermined
9 GENT, CHRISTOPHER, SIR	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66190	Undetermined	Undetermined	Undetermined
10 HERNANDEZ, ROLAND A.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66183	Undetermined	Undetermined	Undetermined
11 HUGHSON, PAUL	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/22/2009	29627	\$10,950.00 *	Undetermined	\$10,950.00

OMNIBUS OBJECTION 347: RECLASSIFY PROOFS OF CLAIM AS EQUITY INTERESTS

NAME	CASE NUMBER	DEBTOR NAME	FILED DATE	CLAIM #	ASSERTED TOTAL CLAIM DOLLARS	TOTAL CLAIM DOLLARS SUBJECT TO OBJECTION	AMOUNTS NOT SUBJECT TO THIS OBJECTION
12 KAUFMAN, HENRY	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66188	Undetermined	Undetermined	Undetermined
13 LAX, STEPHEN	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/16/2009	13727	\$60,900.00	\$5,657.00	\$55,243.00
14 LEGER, EITAN	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/21/2009	21394	\$200,000.00	Undetermined	\$200,000.00
15 MACOMBER, JOHN D.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	1/29/2010	66184	Undetermined	Undetermined	Undetermined
16 SPITAL, SAUL H.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/28/2009	9607	\$30,000.00	Undetermined	\$30,000.00
17 SPITAL, SAUL H.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/28/2009	9609	\$100,000.00	Undetermined	\$100,000.00
18 SPITAL, SAUL H.	08-13555 (JMP)	Lehman Brothers Holdings Inc.	8/28/2009	9610	\$89,806.68	Undetermined	\$89,806.68
19 VAI, CRISTIANA	08-13555 (JMP)	Lehman Brothers Holdings Inc.	9/16/2009	13763	\$292,431.33	Undetermined	\$292,431.33
TOTAL					\$2,954,749.65	\$127,540.00	\$2,827,209.65

**EXHIBIT R**  
**(Proposed Order – ECF No. 30554)**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**  
:  
-----x

**ORDER APPLYING THE ORDER ESTABLISHING DISCOVERY PROCEDURES  
IN CONNECTION WITH OMNIBUS OBJECTIONS TO RECLASSIFY PROOFS  
OF CLAIMS AS EQUITY INTERESTS TO HOLDERS OF CLAIMS PENDING  
ON THE THREE HUNDRED FORTY SEVENTH OMNIBUS OBJECTION TO CLAIMS**

Upon the motion dated August 30, 2012 (the “Motion”)<sup>2</sup> of Lehman Brothers Holdings Inc., as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors, pursuant to section 105(a) of chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), seeking to apply the Order Establishing Discovery Procedures in Connection with Omnibus Objections to Reclassify Proofs of Claim as Equity Interests [ECF No., 30421] to holders of claims that timely responded to and remain pending on the Three Hundred Forty-Seventh Omnibus Objection following the hearing on September 27, 2012, all as more fully described in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the Amended Standing Order M-431 Referring to Bankruptcy Judges for the Southern District of New York Any and All Proceedings Under Title 11, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and due and proper notice of the Motion having been

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<sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Motion.

provided in accordance with the procedures set forth in the second amended order entered June 17, 2010 governing case management and administrative procedures [ECF No. 9635], and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Motion is in the best interests of LBHI and its estate and creditors and all parties in interest; and upon the Court's consideration of the Motion; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that, the Motion is granted; and it is further

ORDERED that, the Order Establishing Discovery Procedures in Connection with Omnibus Objections to Reclassify Proofs of Claim as Equity Interests, previously entered by the Court on August 27, 2012 [ECF No. 30421], which is attached hereto as Exhibit 1, is applicable to and enforceable by and against those claimants subject to the Three Hundred Forty-Seventh Omnibus Objection listed on Schedule 1 attached hereto.<sup>3</sup>

Dated: September \_\_\_, 2012  
New York, New York

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Honorable James M. Peck  
United States Bankruptcy Judge

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<sup>3</sup> Those claims are identified in Schedule 1 [which will be attached once the Court has ruled on the 347th Omnibus Objection.]

**Exhibit 1**

**RSU Claims Discovery Order**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**  
:  
-----x

**ORDER ESTABLISHING DISCOVERY PROCEDURES  
IN CONNECTION WITH OMNIBUS OBJECTIONS TO  
RECLASSIFY PROOFS OF CLAIM AS EQUITY INTERESTS**

Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors for certain entities in the above-referenced chapter 11 cases filed, in total, fourteen Omnibus Objections seeking to reclassify as equity interests approximately 3,682 claims based on restricted stock units (“RSUs”) and/or contingent stock awards (“CSAs”) issued between 2003 and 2008 (the “Omnibus Objections”).<sup>1</sup> Thirteen of the Omnibus Objections were filed between December 7, 2010 and June 15, 2012, and the last

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<sup>1</sup> Those objections are: Debtors’ Seventy-Third Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 13295]; Debtors’ One Hundred Eighteenth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 15666]; Debtors’ One Hundred Thirtieth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 16115]; Debtors’ One Hundred Thirty-First Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 16116]; Debtors’ One Hundred Thirty-Third Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 16530]; Debtors’ One Hundred Thirty-Fourth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 16532]; Debtors’ One Hundred Thirty-Fifth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 16808]; Debtors’ One Hundred Seventy-Sixth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 19392]; Debtors’ One Hundred Eighty-Fifth Omnibus Objection to Claims (Compound Claims) [ECF No. 19714]; Debtors’ Two Hundred Seventh Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 20012]; Three Hundred Thirteenth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 28433]; Three Hundred Fourteenth Omnibus Objection to Claims (Late-Filed Claims) [ECF No. 28435]; Three Hundred Nineteenth Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 28777]; and the Three Hundred Forty Seventh Omnibus Objection to Claims (to Reclassify Proofs of Claim as Equity Interests) [ECF No. 30357].

Omnibus Objection was filed on August 24, 2012 (the “August 2012 Omnibus Objection”). In a series of orders entered between January 20, 2011 and August 24, 2012, the Court granted the requested relief as against claimants who did not oppose the first thirteen Omnibus Objections, and reclassified as equity approximately 3,409 claims, leaving 273 claims pending on Omnibus Objections (the outstanding RSU and CSA claims are referred to collectively as the “RSU Claims”<sup>2</sup>, and the claimants asserting the RSU Claims are referred to as the “RSU Claimants”). The August 2012 Omnibus Objection is scheduled to be heard by the Court on September 27, 2012 and involves twenty-one additional claims (claimants who file responses to the August 2012 Omnibus Objection are referred to as the “August 2012 RSU Claimants.” The August 2012 RSU Claimants shall be included in the definition of “RSU Claimants” and their claims shall be included in the definition of “RSU Claims”). Numerous RSU Claimants have sought discovery in connection with the RSU Claims.

The Court has previously indicated that “reliable and authentic evidence” to develop the factual record would be helpful in resolving LBHI’s objections to the RSU Claims. Hrg. Tr., Dec. 21, 2011, at 103-04, 106, 128 [ECF No. 23741]. Thus, the Court hereby finds that it would be in the best interests of LBHI and the RSU Claimants that discovery in connection with RSU Claims, and LBHI’s objections thereto, be conducted in an efficient, expeditious and orderly manner. LBHI has shared these discovery procedures with counsel for several of the RSU Claimants seeking discovery. This Order addresses the comments and concerns discussed during those meetings while maintaining an orderly and efficient discovery process. Counsel for the RSU Claimants with which LBHI has conferred generally agree that the procedures outlined in this Order are appropriate to develop the evidentiary record. Accordingly, it is hereby

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<sup>2</sup> These RSU Claims are identified in Schedule 1, attached hereto.

ORDERED:

1. **Scope of Order.** Except as otherwise ordered by the Court, this Order shall control any and all discovery by LBHI and the RSU Claimants in connection with the RSU Claims (“RSU Claims Discovery”), but shall not affect the rights of LBHI or the RSU Claimants to seek discovery in connection with any other contested matters or adversary proceedings.
2. **No Admissions.** No statements made in this Order shall be construed as a finding of fact by the Court nor as an admission of any claim or allegation by any of the parties.
3. **Participation in RSU Claims Discovery.**
  - (a) Only LBHI and the RSU Claimants shall participate in RSU Claims Discovery. LBHI shall give each RSU Claimant prompt and adequate notice of this Order at the last known mailing address and address for electronic mail of such claimant.
  - (b) Any RSU Claimant who intends to participate in RSU Claims Discovery (“Proposed Participant”), or any attorney acting on behalf of such Proposed Participant, shall serve on LBHI’s attorneys a completed “Notice of Intent,” the form of which is attached hereto as Exhibit A. Each Notice of Intent must contain: (i) the name, address, telephone number, and email address of the Proposed Participant and the name of the law firm(s) and individual attorney(s) representing the Proposed Participant along with the attorney’s office address, telephone number, and email address; (ii) a list of the proof(s) of claim by claim number, filed by the Proposed Participant; and (iii) the employee number by which LBHI identified the Proposed Participant (if it can be located by the Proposed Participant after a reasonable search), as shown on Exhibit A. The Notice of Intent must be served on LBHI’s attorneys no later than 14 days

after entry of this Order (the “Notice of Intent Deadline”), except that in the case of the August 2012 RSU Claimants, the deadline for serving the Notice of Intent shall be October 4, 2012 (the “August 2012 RSU Claimants’ Notice of Intent Deadline”). In the absence of an Order of the Court sustaining an objection to a Notice of Intent (as described in Paragraph 3(d) of this Order), a Proposed Participant timely serving a Notice of Intent shall be deemed a “Participant.” For purposes of participation in RSU Claims Discovery, “Participant” shall include the attorneys and advisors for any Participant identified on the Notice of Intent served by the Participant, and “LBHI” shall include the attorneys and any advisors and any other professionals for LBHI and its affiliates. RSU Claimants who do not serve a Notice of Intent by the Notice of Intent Deadline, except by agreement of the parties or Order of the Court, will not be permitted to participate in RSU Claims Discovery or take any discovery from LBHI in connection with the RSU Claims.

(c) All RSU Claimants shall be entitled to serve a Notice of Intent on or prior to the Notice of Intent Deadline and shall be permitted to participate in RSU Claims Discovery as of the date of serving such Notice of Intent.

(d) LBHI shall have the right to object to Notices of Intent on any and all appropriate grounds, including, but not limited to those that are, *inter alia*, harassing, or served by persons that are not RSU Claimants. Any RSU Claimant or other party who serves a Notice of Intent to which LBHI successfully objects pursuant to an Order of the Court shall not be permitted to participate in RSU Claims Discovery or take any discovery from LBHI in connection with the RSU Claims.

(e) Within seven (7) days of the Notice of Intent Deadline, LBHI shall serve on all Participants a list of such RSU Claimants and their attorneys, which will be the official service list for RSU Claims Discovery (the “Original Official Service List”). Within five (5) days of the August 2012 RSU Claimants’ Notice of Intent Deadline, LBHI shall serve an amended official service list on all Participants. LBHI shall amend the Official Service List, as necessary, from time to time, and shall serve the amended service lists on every party on the Official Service List. Service in connection with RSU Claims Discovery shall be by electronic mail.

(f) All RSU Claims Discovery shall be subject to and conducted in accordance with the terms of the Protective Order, attached hereto as Exhibit B and approved by the Court in its entirety. In order to participate in RSU Claims Discovery, each Participant and a representative of each Participant’s attorneys and advisors must read and sign the Agreement to abide by the Protective Order, attached hereto as Exhibit C, and serve a copy upon LBHI’s attorneys. Such representative must provide the Protective Order to any person that it employs or engages who is given access to RSU Claims Discovery. Any Participant (or the attorneys and advisors for any RSU Claimant who are involved in these Chapter 11 cases) who does not sign the Agreement to Abide by the Protective Order shall not be permitted to participate in RSU Claims Discovery.

4. **LBHI’s Initial Disclosures.** No later than 45 days after the Notice of Intent Deadline (unless an extension is reached by agreement of the parties or ordered by the Court), LBHI shall make the initial disclosures set forth below to each Participant, except in the case of the August 2012 RSU Claimants, LBHI shall make the initial disclosures set forth below no later than 21 days after the August 2012 RSU Claimants’ Notice of Intent Deadline. With regard to the Participants who serve a Notice of Intent before the Notice of Intent Deadline, LBHI shall endeavor to produce the below documents and information prior to the above deadline.

(a) Documents in LBHI's possession, custody or control setting forth the terms and conditions applicable to restricted stock units and/or contingent stock awards issued between 2003 and 2008 that can be located after a reasonable search, including, but not limited to, all operative agreements, amendments, program documents, and policies;

(b) A confidential report to each individual Participant identifying the plan(s) and/or programs(s) in which LBHI's business records reflect that he/she had an unvested or unexercised restricted stock unit or contingent stock award that were issued between 2003 through 2008, together with information as reflected in statements made available to each Participant during the years 2003 – 2008, as well as values attributable to his/her restricted stock units and/or contingent stock awards during that period.

(c) With respect to Participants who were commissioned sales persons, a confidential report showing the amounts of commissions during the fiscal year 2008 to be allocated to RSUs that LBHI anticipated would be awarded in 2008;

(d) To each Participant who was a former principal of Neuberger Berman Inc. (“Neuberger Berman”) and who became a Lehman employee as a result of the merger between LBHI and Neuberger Berman, (i) any non-solicitation or non-compete agreements signed by the Participant that can be located after a reasonable search; and (ii) any agreement concerning the retention bonuses paid to the Participant that can be located after a reasonable search;

(e) All minutes of Compensation Committee meetings for the years 2003 through 2008 related to the RSU Claims that can be located after a reasonable search;

(f) All employee handbooks from 2003-2008 that can be located after a reasonable search; and

(g) LBHI's audited annual and quarterly financial statements for the years 2003 through 2008.

**5. Requested Document Discovery from LBHI.**

(a) No later than 45 days from LBHI's service of the Original Official Service List, the Participants shall serve consolidated Document Requests relating to the RSU Claims pursuant to Rule 34 of the Federal Rules of Civil Procedures (the "Federal Civil Rules"), as incorporated by Rules 7034 and 9014 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), as part of one of the following groups (each of the foregoing enumerated groups, a "Group" and together, the "Groups"):

- (i) Participants who were salaried employees of Lehman and did not become Lehman employees as a result of the merger of LBHI and Neuberger Berman and whose claims are not based on contingent stock awards;
- (ii) Participants who were salaried employees of Lehman and did not become Lehman employees as a result of the merger of LBHI and Neuberger Berman and whose claims are based on contingent stock awards;
- (iii) Participants who were commissioned employees of Lehman (including Participants who have claims relating to commissions earned in fiscal year 2008) and did not become Lehman employees as a result of the merger of LBHI and Neuberger Berman and whose claim is not based on contingent stock awards;
- (iv) Participants who were commissioned employees of Lehman (including Participants who have claims relating to commissions earned in fiscal year 2008) and did not become Lehman employees as a result of the merger of LBHI and Neuberger Berman and whose claim is based on contingent stock awards; and
- (v) Participants who became

Lehman employees as a result of the merger of LBHI and Neuberger Berman.<sup>3</sup> Each of the foregoing groups may serve one consolidated Document Request (each, the “Consolidated Request” or collectively, the “Consolidated Requests”). The Participants in each of the foregoing groups shall confer with the members of their respective groups and develop their Group’s Consolidated Requests in order to avoid the service of multiple, duplicative document requests and the attendant costs and other burdens imposed on LBHI to respond to such requests. If the Participants determine that it will be more efficient to serve one set of consolidated Document Requests for all of the Groups or combine the requests of two or more Groups, they may do so, but they must indicate in the Consolidated Requests which requests are made by all of the Participants and which requests are made only by any of the foregoing groups. No Participant shall waive, or be deemed to have been prejudiced in any way, with respect to, any of his/her rights and legal positions by joining the Consolidated Requests or the designation of the Groups as prescribed in this paragraph.

(b) No later than 21 days after receiving the Consolidated Requests, LBHI’s attorneys shall, if LBHI deems necessary, confer with the Participants and/or Groups concerning the Document Requests.

(c) Other than in response to reasonably limited, targeted search requests agreed to by LBHI or ordered by this Court, LBHI shall not be required to search for, produce, or identify on any log, documents from the following categories of privileged documents:

(i) Hard copy and electronic files of in-house counsel and outside counsel;

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<sup>3</sup> No provision herein shall be construed to preclude any Participant from joining or forming other groups under Bankruptcy Rule 2019 or for any other purpose outside the scope of this Order. The cooperation of Participants in the manner contemplated by this Order shall not be deemed to constitute the formation or participation in a group within the scope and requirements of Bankruptcy Rule 2019.

- (ii) Documents and communications solely between in-house counsel and outside counsel;
- (iii) Internal documents and communications solely within an outside counsel law firm;
- (iv) Documents and communications solely between or among outside counsel law firms for a single client;
- (v) Documents and communications solely between or among client and inside or outside counsel; and
- (vi) To the extent a request seeks documents prepared or dated after September 15, 2008, internal documents and communications solely with an advisor, except in the case of an advisor designated as a testifying expert.

Nothing in this Paragraph shall modify or expand a Participant's rights or obligations under Rule 26(b)(4)(B) of the Federal Civil Rules.

(d) Unless the time is extended by agreement or order of this Court, LBHI shall serve written objections and responses to the Consolidated Requests on the Participants no later than 30 days after receiving the Consolidated Requests. Thereafter, LBHI shall begin a rolling production of any non-privileged documents that are not subject to an objection made by LBHI and that are responsive to the Consolidated Requests that can be located after a reasonable search. To the extent that any of the requested documents contains confidential or personal information concerning a particular Participant, LBHI shall produce such documents to the Participant and/or his attorneys only. LBHI shall begin searching for and producing documents as expeditiously as is reasonably practical. LBHI shall produce date-stamped and/or otherwise uniquely identified documents on a rolling basis and inform Participants from time to time

regarding the production and availability of documents. LBHI shall complete its production of documents no later than 80 days after receiving the Consolidated Requests.

6. **Data Repository.**

(a) LBHI shall, to the extent reasonably practical, upload non-privileged responsive documents to one or more online data repositories (collectively, the “Data Repository”) on a rolling basis. The Data Repository review tool shall provide basic functions and features such as searching, printing, and downloading. All documents responsive to any of the Consolidated Requests will be accessible by all Participants, except for those documents containing confidential or personal information about a Participant. Documents containing confidential or personal information about a Participant will be produced only to that Participant (whether electronically or otherwise).

(b) After signing and providing to LBHI’s attorneys, the Agreement to Abide by the Protective Order, the Participants will be granted access to the Data Repository. Each Participant shall, upon request, be given up to three (3) separate login credentials for the Data Repository for the Participant and the attorneys and/or advisors identified in the Notice of Intent served by each Participant.

(c) LBHI shall have the right to produce documents by other means, including but not limited to, hard copy documents or supervised review of hard copy documents. LBHI will notify the Participants if any documents will be made available by such other means, and will provide reasonable advance notice of the terms and conditions under which such documents will be made available. Any Participant may request that any documents or data, including, but not limited to, Microsoft Excel files, that are otherwise responsive to discovery requests be produced in another

format. Any dispute concerning the production of such documents that is not resolved by a meet and confer process may be brought to the Court's attention in accordance with this Order.

7. **Requested Document Discovery from the RSU Claimants.**

(a) No later than 55 days from LBHI's service of the Original Official Service List, LBHI may serve Document Requests relating to the RSU Claims pursuant to Rule 34 of the Federal Civil Rules, as incorporated by Rules 7034 and 9014 of the Bankruptcy Rules, on the Participants.

(b) No later than 21 days after receiving LBHI's Document Requests, the Participants or any of the Groups shall, if they deem necessary, confer with LBHI concerning the Document Requests.

(c) The Participants shall not be required to search for, produce, or identify on any log, documents from the following categories of privileged documents:

- (i) Hard copy and electronic files of the Participants' attorneys;
- (ii) Internal documents and communications solely within the law firm(s) representing the Participants;
- (iii) Documents and communications solely between or among law firms representing the Participants and Participants appearing *pro se*; and
- (iv) Documents and communications solely between or among the Participants and their counsel.

Nothing in this Paragraph shall modify or expand a LBHI's rights or obligations under Rule 26(b)(4)(B) of the Federal Civil Rules.

(d) Unless the time is extended by agreement or order of this Court, the Participants shall serve written objections and responses to LBHI's Document Requests no later than 30 days after receiving LBHI's Document Requests. The Groups shall confer to develop consolidated responses to LBHI's Document Requests (the "Consolidated Responses"). The Consolidated Responses must specify any objections or responses made by less than all of the Participants, and the Participants making those objections or responses. Thereafter, the Participants shall begin a rolling production of any non-privileged documents that are not subject to an objection made by the Participants and that are responsive to the LBHI's Document Requests that can be located after a reasonable search. The documents may be produced in electronic form in accordance with the specifications set forth in Exhibit D, or in hard copy. If reasonably practical, LBHI may upload the documents produced by Participants to the Data Repository. The Participants shall begin searching for and producing documents as expeditiously as is reasonably practical. The Participants shall produce date-stamped and/or otherwise uniquely identified documents on a rolling basis and inform LBHI from time to time regarding the production and availability of documents. The Participants shall complete their production of documents no later than 80 days after receiving LBHI's Document Requests.

8. **Privilege Log.**

(a) Except for the categories of documents identified in Section 4(g) above, if LBHI withholds any documents on the grounds of privilege, work product, or any other type of protection or immunity from disclosure, LBHI shall provide the Participants with a privilege log consistent with Rule 26(b)(5) of the Federal Civil Rules, as incorporated by Bankruptcy Rules 7026 and 9014.

(b) Except for the categories of documents identified in Section 6(c) above, if a Participant withholds any documents on the grounds of privilege, work product, or any other type of protection or immunity from disclosure, he/she shall provide LBHI with a privilege log consistent with Rule 26(b)(5) of the Federal Civil Rules, as incorporated by Bankruptcy Rules 7026 and 9014.

**9. Interrogatories and/or Request for Admissions Served on LBHI.**

(a) No later than 55 days from LBHI's service of the Original Official Service List, the Participants may collectively serve upon LBHI's attorneys no more than 60 (except by the parties' agreement or order of the Court) written Interrogatories (including all subparts) and such Requests for Admission as may be reasonably necessary to establish document admissibility, relating to the RSU Claims, pursuant to Rules 33(a)(1) and Rule 36 of the Federal Civil Rules, as incorporated by Bankruptcy Rules 7033, 7036, and 9014. The Interrogatories shall be limited to identification and authentication and shall not include contention interrogatories. The Participants shall confer among themselves to determine the content and scope of the Interrogatories and/or Request for Admissions.

(b) Unless the time is extended by agreement or order of this Court, LBHI shall serve written objections and responses to the above Interrogatories and/or Request for Admissions on the Participants no later than 30 days after they have been served on LBHI's attorneys.

**10. Interrogatories and/or Request for Admissions Served on the RSU Claimants.**

(a) No later than 55 days from LBHI's service of the Original Official Service List, LBHI shall serve on the Participants no more than 60 (except by the parties' agreement or order

of the Court) written Interrogatories (including all subparts) and such Requests for Admission as may be reasonably necessary to establish document admissibility, relating to the RSU Claims, pursuant to Rules 33(a)(1) and Rule 36 of the Federal Civil Rules, as incorporated by Bankruptcy Rules 7033, 7036, and 9014. The Interrogatories shall be limited to identification and authentication and shall not include contention interrogatories.

(b) Unless the time is extended by agreement or order of this Court, the Participants shall serve written objections and responses to the above Interrogatories and/or Request for Admissions on LBHI 30 days after they have been served on the Participants. The Participants shall confer to develop their group's consolidated responses to LBHI's Interrogatories and/or Request for Admissions.

11. **Rule 30(b)(6) Deposition of LBHI.**

(a) No later than 14 days after document production is complete, the Participants may collectively serve one (1) Notice for Deposition upon the Debtors pursuant to Rule 30(b)(6) of the Federal Civil Rules, as incorporated by Bankruptcy Rules 7030 and 9014, seeking deposition testimony regarding the RSU Claims (the "Joint Notice"). The Participants shall confer regarding topics for the Rule 30(b)(6) deposition prior to serving the Joint Notice.

(b) Within 30 days of receiving the Joint Notice (unless extended by agreement of the parties or further order of the Court), LBHI shall serve any responses and objections to the Joint Notice, together with a list of designated witnesses for each of the noticed Rule 30(b)(6) topics to which LBHI does not object, and the dates and locations when such witnesses will be made available to be deposed. Participants and LBHI will confer to resolve any disputes regarding

topics in the Joint Notice. The deposition of LBHI must be completed no later than 30 days after LBHI serves the list of designated witnesses.

12. **Depositions of the RSU Claimants.** No later than 14 days after receipt of the Joint Notice, LBHI may serve deposition notices on any of the Participants, seeking deposition testimony regarding the RSU Claims, to be scheduled no later than 45 days after LBHI serves the deposition notices. Considering the international nature of LBHI's business and the small size of many of the RSU Claims, the Court anticipates that many Participants who are not residents of or employed in the City of New York may request that the deposition take place by telephone or other remote means. See Fed.R.Civ.P. 30(b)(4) & 31. The Court also anticipates that the parties will stipulate to mutually agreeable arrangements pursuant to Fed.R.Civ.P. 29. This Order creates no presumption either against such stipulations or in favor of depositions taking place in New York.

13. **Discovery Disputes.** Any dispute with regard to RSU Claims Discovery that cannot be resolved in good faith consultation with LBHI may be presented to the Court by a letter from the party seeking relief, and all participating parties copied. If any Participant has a dispute or objection regarding these discovery procedures that does not concern any other Participant that cannot be resolved in good faith consultation with LBHI, that Participant may present the issue to the Court by letter and copy LBHI only and not copy any other of the Participants. Any response to the above letters shall be made by letter to the Court delivered within five (5) business days after service of the initial letter submission on the applicable parties. Except with prior leave of Court, no letter shall exceed three (3) pages in length, and no additional submissions will be permitted. LBHI will communicate with the Court about scheduling status conferences/hearings during which discovery disputes will be heard.

14. **Status Updates and Completion of Discovery.** LBHI shall communicate with the Court periodically to provide it with updates on the status of discovery. Within 10 days after the completion of discovery, the parties shall attempt to jointly recommend to the Court proposed procedures for the evidentiary hearing(s) on the RSU Claims, including Stipulations of Fact and procedures for the exchange of Declarations of LBHI or any RSU Claimant. To the extent that agreement cannot be reached, any party can submit its own proposed procedures.

15. **Non-Waiver of Privilege.** The inadvertent production by LBHI or any Participant of any privileged document or information or any other document or information otherwise precluded or protected from disclosure, in response to any discovery requests shall not be deemed a waiver of any applicable privilege or immunity with respect to such document or information (or the contents or subject matter thereof) or with respect to any other document or discovery. Any such produced privileged or protected document must immediately be destroyed or returned (whether or not the receiving party disputes the claim or privilege) to the producing party on request or upon discovery of such inadvertent production by the receiving party, and the receiving party shall certify that all copies of such produced privileged or protected document has been destroyed or returned.

16. **Use of Materials Produced.** LBHI and Participants shall have the right to object to any request for documents on the grounds that such request appears to be calculated for use in proceedings other than those related to the RSU Claims. In addition, absent further Order of the Court, no discovery or information obtained pursuant to this Order may be introduced in evidence or otherwise disclosed in any other matter or proceeding, other than other contested matters or adversary proceedings between LBHI and an RSU claimant arising out of these

Chapter 11 cases, unless properly obtained through discovery or otherwise in such matter or other proceeding.

17. **No Legal Representation Implied by Participation.** For the avoidance of doubt, neither any provision of this Order nor the participation or activity by any attorney in any aspect of RSU Claims Discovery (including, without limitation, the activity of an attorney for a Participant in connection with the service of consolidated Document Requests as contemplated by section 4 hereof) shall be deemed or construed to create an attorney-client relationship between any attorney and any Participant, and no attorney participating in RSU Claims Discovery shall have any duty or obligation to any Participant other than the represented Participant indicated on the Notice of Intent served by such attorney.

18. **Jurisdiction.** The Court shall retain jurisdiction over any matters related to or arising from the implementation of this Order.

Dated: New York, New York  
August 27, 2012

*s/ James M. Peck*  
Honorable James M. Peck  
United States Bankruptcy Judge

# SCHEDULE 1

## SCHEDULE 1

Claim #	Creditor Name
16132	ABRAMS, STANLEY
30611	ADLER, JENNIFER S.
27619	ALI, ASGAR
11044	ALLARD, ANDREW
12809	ANDERSON, IAN W.
10544	ANDRIOLA, ROCCO F.
16516	ANTONCIC, MADELYN
20313	BANCHETTI, RICCARDO
68071	BANCHETTI, RICCARDO
14851	BARDEHLE, CHRISTIAN
32511	BAREGGI, MICHELE
65217	BASS, BRADLEY
66323	BAZYLEVSKY, BO
13360	BECKER, JENNIFER
2136	BENSON, CRAIG O.
34980	BIRASCHI, PAOLA
19506	BIRD, RICHARD
33233	BOGERT, LISA R
4625	BOUHRUM, DONALD J.
15087	BOWYER, MICHAEL L.
30417	BRANCATO, JENNIFER
11297	BREWER, KAREN H
65126	BROADBENT, WILLIAM
9971	BROADBENT, WILLIAM S.
34559	BROOKS, DAVID J
27925	BURKE, TIMOTHY A.
68086	BURKE, TIMOTHY A.
21510	BUTLER-MCLAUGHLIN, CECELIA
5733	CALLIES, GUILMETTE
25198	CARANGO, ANTHONY T.
25137	CASSANOVA, CATRINA
34326	CASUPLE, VIRGILIO
17760	CATALAO MAIA, ALEXANDRE
32595	CHAN, SHIRLEY
25226	CINTRON, JACQUELINE
25443	COHEN GUSTAVO SEBASTIAN
16153	COHEN, DARIAN J.
11588	COLLIER, MICHAEL
25073	COLTON, DAVID
17879	CRASTON, EDMUND ANTHONY
10101	CREMIN, PATRICK G.
19076	D'AMADEO, JOSEPH G
27231	DAS, NACHIKETA

Claim #	Creditor Name
5952	DAY, GEMMA
34492	DE JESUS, NESTOR E
4319	DELLARUSSO, RICHARD J.
14260	DESFORGES, MATHIEU
12314	DICCIANNI, CHARLES
29210	DICENSO, JOSEPH
34401	DMUCHOWSKI, JOHN J
21911	DUFFY, KATHLEEN C
15528	DUFOURNIER, PHILIPPE
68073	DUFOURNIER, PHILIPPE
5729	DUNKIN, ROBEN L
28012	DYER, ROBERT C.
15255	ENGEL, STEVEN
19193	ERTMANN, JAMES
24678	ESCOBAR, CALIXTO M. JR.
12733	FALLTRICK, BARRY J
25339	FELDERHOF, STEPHEN
18067	FINKEL, SETH J.
4709	FLACKMAN, CYNTHIA
8530	FLEISCHMAN RICHMAN, SANDY
24407	FLYNN, PATRICK
25772	FRASER-JENKINS, INIGO L
23028	FRYER, DANIEL J.
27735	GATTUSO, MARGARET E.
9682	GLASEBROOK, RICHARD J., II
23894	GOLDBERG, JASON
19518	GOLDBERG, LOUISE
10029	GOLDMAN, SHERYL
23900	GRAN, MICHAEL
24498	GRAVES, ADRIAN T
7797	GREGG, HAWES
34727	HAHN-COLBERT, SANDRA M
34728	HAHN-COLBERT, SANDRA M
30355	HALL, ROOPALI A.
33155	HARGRAVE, BRIAN
5421	HASHIDA, AKIKO
30475	HOAR, NICK JOHN
12940	HOM, MICHAEL C.
28365	HOOPER, HELEN
66971	HORNICK, PETER
28279	HOWARD, NICHOLAS P.
14023	HUTTON, RANDALL J.
64991	IRAGORRI, JULIAN
23575	IYER, SUBRAMANIAM
24335	JACOBSON, LARS P.

Claim #	Creditor Name
5340	JAO, ANDREA T.
20300	JENCKES, GEORGE A., IV
15102	JOHNSON, BRIAN A.
6286	JUDD, IAN
12821	KELLARD, CRAIG J
9025	KENG-CHONG, CHEN
14067	KENNEY, ARTHUR J.
67880	KENNEY, ARTHUR J.
13929	KENNEY, JUDITH ANN
13888	KETTLER, R. KYLE
25172	KILGALLON, JOHNINE
34546	KING, HARRIET CHAN
23582	KOTIAN, SURAJ
18087	KRIEGER, KAREN M. SIMON
24675	LANGEVIN, MARY
32239	LANKEN, JONATHAN P
25874	LATIFA, DEBBARH
3374	LAWRENCE, HENRY MORGAN III
3373	LAWRENCE, NICOLE S.
24670	LAWSKY, MICHAEL
5262	LEE, MAN YANG
31267	LEGOTTE, LEONARD J.
27230	LENG, MANHUA
6741	LEUNG, PAMELA
65858	LEV ARI, TAL
14342	LEVY, STEWART F.
8812	LEWIS, SARAH J
25895	LIOTTI, FABIO
15120	LIOTTI, FABIO
17624	LISTER, JAMES G.
28287	LOWE, TIA GELAINE
25110	LUDWIG, LINDA
22763	LUKEN, PATRICIA M.
24409	LYNCH, MARY A.
30704	MALCOLM, ANDREW
9428	MALTHOUSE, SAMANTHA
24889	MARCUS, LISA
16329	MARCUS, LISA
11107	MARNEY, LESLEY N
23723	MARSHALL, NIKKI A.
66392	MCCARTHY, LAWRENCE E
10370	MCCOOEY, KEVIN C.
65949	MCCULLY, MICHAEL K.
31081	MCGEE, HUGH
11434	MCLAUGHLIN, MARY DEIRDRE

Claim #	Creditor Name
11108	MEARS, RUSSELL
8707	MENZIES, FIONA M.
32398	MEYER, JAMES P.
32557	MISCHLER, VINCENT
24585	MODASIA, DIPAK
20775	MONAHAN, BRIAN W.
30680	MONTALVO, MIRIAM
11043	MUINOS, BARBARA
27599	MULLEN, MICHAEL J.
17261	MURPHY, PATRICIA
13968	NACKENSON, RICHARD
22803	NEDEV, BORIS
12806	NETZEL, GAVIN R
31678	NEVILLE, IAN A
14197	NOBLE, RICHARD GRANT
20305	NORTH-CLAUSS, BRYAN
14855	OLIVIER, HELMUT
17872	O'MARA, MICHAEL J.
27300	O'SULLIVAN, THOMAS J.
16039	PARR, ANKE
68074	PARR, ANKE
23578	PATANKAR, SAMEER
16289	PATTERSON, MARTIN
12044	PENTON, ANDREA M
5770	PETRUCCELLI, MICHAEL J.
5063	PLASKETT, RODNEY A.
31219	POCHINAPEDDI, VENKATA
12975	PORTER, BARRY
68079	PRIMIANO, VINCENT
31795	PRIMIANO, VINCENT A.
31796	PRIMIANO, VINCENT A.
31794	PRIMIANO, VINCENT A.
31797	PRIMIANO, VINCENT A.
31798	PRIMIANO, VINCENT A.
31799	PRIMIANO, VINCENT A.
31800	PRIMIANO, VINCENT A.
31801	PRIMIANO, VINCENT A.
31802	PRIMIANO, VINCENT A.
31803	PRIMIANO, VINCENT A.
31804	PRIMIANO, VINCENT A.
31805	PRIMIANO, VINCENT A.
31806	PRIMIANO, VINCENT A.
31807	PRIMIANO, VINCENT A.
31808	PRIMIANO, VINCENT A.
31809	PRIMIANO, VINCENT A.

Claim #	Creditor Name
31810	PRIMIANO, VINCENT A.
31811	PRIMIANO, VINCENT A.
31812	PRIMIANO, VINCENT A.
31813	PRIMIANO, VINCENT A.
28316	PULJIC, GORAN
11300	RADICK, JONATHAN
17607	RAMALLO, HENRY
19584	REINER, BRETT S.
10489	REYCROFT, EMILY M.
28442	REYNOLDS, CHRISTIAN F.
66375	RIVKIN, JACK L.
5326	RONCAGLIOLI, JACQUELINE S
19077	SAKS, ROGER
19947	SANTODOMINGO MARTELL, ALVARO
34872	SARKAR, AMIT K
23577	SARODE, SUNIL
15754	SARONNE, GIANCARLO
68080	SARONNE, GIANCARLO
8951	SAVILLO, JOSEPHINE M.
11369	SCHUSTER, CHRISTIANE
11540	SCHWAB, STEVEN B
20244	SCHWARTZ, MARVIN C
68077	SEBIRI, JONATHAN
2927	SERAYDAR, ROSE MRS
11590	SEWARD, BRIAN
14285	SHAH, HARSH
68072	SHAH, HARSH
31374	SHAPIRO, ROSS B.
1681	SHEFFER, SCOTT T.
23580	SHINDE, SUDARSHAN SUBHASH
21362	SHOTTON, PAUL NIGEL
14958	SHUM, DANIEL T.
13458	SIBIRSKI, LINDA J.
65222	SIEGEL, NORMAN
32064	SINGH, ANIL KUMAR
11054	SMITH, MARGARET E
8813	SNELLING, STEPHEN J
24373	SOMMA, GREGG
23799	SPERO, CHARLES
68075	SPERO, CHARLES
15690	STATHAM, CHRISTOPHER A.
31665	STEFFENS, EDWARD M.
25431	STEVENS, CHRISTIAN E.
21711	STIEFEL, STEPHANIE J
13087	SULLIVAN, ANDREA

Claim #	Creditor Name
23576	SURI, TARVINDER SINGH
33156	SWEELY, GORDON
68078	SWEELY, GORDON G.
14852	TESCHNER, STEFAN
12811	TOAL, IAN G
9879	TRAVERSA, ROBERT
32257	TUIL, LAURENT
26063	TURNBULL, NIGINA
31902	VALECCE, JOHN
8447	VELEBA, MILAN
25900	VOLINI, PIERLUIGI
23579	WAIRKAR, DINESH VISHWANATH
12296	WALKER, MATTHEW
1707	WALSH, W. PHILLIP
25072	WANG, YULAN
9915	WARD, PETER
24545	WARDELL, JEFFERY K.
28313	WATTEVILLE, JEAN DE
29718	WECKER, JEFFREY
18314	WEINER, DAVID I.
13327	WEINREICH, RUTH
13290	WELCH, COLIN S. A.
66053	WHAMOND, CHRISTIAN
22286	WIDEMAN, ANDREW
34829	WILKINSON, TIMOTHY B
25129	WILSON, KELLY WEINBERGER
9968	WILSON, ROBERT W.
19298	WINCHESTER, JUDITH A.
6130	WREN, ALEX H

# EXHIBIT A

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----  
In re : Chapter 11 Case No.  
: :  
LEHMAN BROTHERS HOLDINGS INC., *et al.* : 08-13555 (JMP)  
: :  
Debtors. : (Jointly Administered)  
-----  
x

**NOTICE OF INTENT TO PARTICIPATE IN DISCOVERY  
IN CONNECTION WITH OMNIBUS OBJECTIONS TO  
RECLASSIFY PROOFS OF CLAIM AS EQUITY INTERESTS**

NOTICE IS HEREBY GIVEN that \_\_\_\_\_, represented by \_\_\_\_\_, has filed Claim(s) Number(s) \_\_\_\_\_ against \_\_\_\_\_ in the amount of \_\_\_\_\_ in the above-captioned chapter 11 cases (the “Chapter 11 Cases”) and intends to participate in discovery in connection with the Debtors’ and LBHI’s Omnibus Objection(s) to such claim(s). The employee identification number for the above-named party while employed by LBHI and/or its affiliates was \_\_\_\_\_.

ACCORDINGLY, PLEASE TAKE FURTHER NOTICE that, subject to any objections by LBHI and/or any limitations imposed by the Court, the above-named party and his/her counsel intends to participate in RSU Claims Discovery, as defined in the Order Establishing Discovery Procedures in Connection with Omnibus Objections to Reclassify Proofs of Claim as Equity Interests, entered by the Court on \_\_\_\_\_ [ECF No. \_\_\_\_].

Dated: \_\_\_\_\_

**Contact Information for RSU Claimant (address, phone and email):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Contact Information for Attorneys for RSU Claimant (address, phone and email):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# EXHIBIT B

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re** : **Chapter 11 Case No.**  
:  
**LEHMAN BROTHERS HOLDINGS INC., et al.** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**

# **PROTECTIVE ORDER**

In conjunction with the Order,<sup>4</sup> it is ORDERED by the Court that RSU Claims Discovery conducted in accordance with the Order shall be conducted subject to the following terms and provisions set forth in this Protective Order; that all documents, deposition testimony, interrogatory answers, and other information produced, given, provided or exchanged in connection with RSU Claims Discovery (the “Discovery Materials”) and/or the Participants (collectively, “Producing Parties”) shall be and are subject to this Protective Order in accordance with the following procedures, pursuant to sections 105(a) and 107(b) of title 11 of the United States Code (the “Bankruptcy Code”) and Bankruptcy Rule 9018, to protect the confidentiality of sensitive information; and that, by signing the Agreement to Abide by the Protective Order, signatories (each a “Signatory”) have consented to this Protective Order and agree to be bound by its terms:

1. Any Producing Party or Receiving Party (defined in paragraphs 10-12 below) may, as reasonably appropriate, designate any Discovery Material as “Confidential” in accordance with the terms below. A party who designates Discovery Material as “Confidential” is a “Designating Party.” Where the Receiving Party is also the Designating Party, the

<sup>4</sup> All capitalized terms used but not defined herein shall have the meaning ascribed to such terms in the order entered by the Court (the “Order”) to which this Protective Order (the “Protective Order”) is annexed.

confidentiality obligations of the Receiving Party set forth in this Protective Order shall be the obligations of the Producing Party.

2. All documents produced that are not designated “Confidential” at the time of production shall be treated as Confidential under this Protective Order for 14 days following the production of such documents, after which only the documents designated “Confidential” shall be treated as such.

### **Confidential Information**

3. As used in this Protective Order, “Confidential Information” refers to all Discovery Material revealed or produced by a Producing Party (whether in response to a Document Request, Interrogatory, Request for Admissions, Deposition, other discovery device or otherwise) that is designated as “Confidential.” This designation will, without more, subject the designated material or information to the provisions of this Protective Order; and such Confidential Information will be protected by, and may be used and disposed of only in accordance with, the provisions of this Protective Order.

4. Any Producing Party may designate any Discovery Material as “Confidential” under the terms of this Protective Order if the Producing Party in good faith reasonably believes that the Discovery Material contains confidential, proprietary or commercially sensitive non-public information that requires the protections provided in this Protective Order. For purposes of this Protective Order, Confidential Information includes, but is not limited to all non-public materials containing information related, but not limited, to: (i) financial or business plans, projections or valuations; (ii) proposed strategic transactions and other business combinations, negotiations, inquiries or agreements, including, but not limited to, joint ventures, mergers, material asset sales, purchases, buy-outs, consolidations, transfers of

interests and partnerships; (iii) studies or analyses by internal or outside experts or consultants; (iv) financial or accounting results or data; (v) business, management and marketing plans and strategies; (vi) acquisition offers and expressions of interest; (vii) contracts or agreements with or among affiliates, partners or Producing Parties; and (viii) personal information that may cause an individual, whether affiliated with a Producing Party or a Receiving Party, to be exposed to an unreasonable risk of identity theft, such as social security numbers, bank account numbers, dates of birth, drivers' license numbers, or passport numbers.

**Designation of Deposition and Hearing Testimony**

5. Any Producing Party may designate a document as "Confidential" by affixing the legend "Confidential" to each page requiring the protections provided in this Protective Order in addition to an appropriate bates-stamp designation indicating the Producing Party.

6. For transcripts of depositions or other testimony given in pretrial proceedings, any Producing Party may designate the specific testimony as "Confidential" either on the record at the deposition or other proceeding, or in writing served on all parties no later than seven (7) days following the date on which attorneys for the Producing Parties have received the final version of the transcript of the deposition or other proceeding. If information designated as Confidential will be disclosed or discussed at a deposition, the Designating Party shall have the right to exclude any person not entitled to have access to such information, other than the deponent or witness, the attorney(s) of record (including their staff and associates), official court reporter, and stenographer and/or videographer.

7. All documents, including pleadings, motions and other papers, containing, identifying, or referencing Confidential Information filed with the Court shall be filed under seal,

simultaneously with a redacted public copy of such pleadings, motions, and/or other papers, redacting only the information that is designated “Confidential.” Any Receiving Party intending to use Confidential Information at any hearing in connection with the RSU Claims agrees to meet and confer in good faith with the Designating Party about the appropriate steps that may be taken to protect the confidentiality of such material, including, but not limited to, agreeing to redact such Confidential Information. Such meeting shall take place as soon as reasonably practicable, but no later than the date of the hearing at which the document will be used.

8. All transcripts not previously designated as “Confidential” shall be treated as “Confidential” under this Protective Order for the seven (7)-day period following receipt of the final version of the transcript and exhibits by attorneys for the Producing Parties, after which time only the portions specifically designated as “Confidential” pursuant to Paragraph 4 of this Protective Order shall be so treated.

9. The court reporter shall bind transcript pages containing Confidential Information separately and shall prominently affix the legend “Confidential” to each appropriate page, as instructed by the Designating Party.

#### **Access to Confidential Information**

10. Receiving Parties shall permit access to Confidential Information only to persons specified in this Protective Order. For purposes of this Protective Order, the term “Receiving Party” shall be a party to whom Discovery Materials are produced, and may be either an RSU Claimant, LBHI, an affiliate of LBHI, or any person identified below in Paragraphs 11 and 12 of this Protective Order who receives Confidential Information from a Receiving Party as permitted by this Protective Order.

11. Confidential Information may be disclosed, summarized, described, characterized or otherwise communicated or made available in whole or in part by a Receiving Party only to the following persons:

- a. Outside attorneys of record, attorneys or accountants serving as a trustee, curator or other fiduciary of an affiliate of LBHI, attorneys working with LBHI and its affiliates in connection with the RSU Claims, and those in-house attorneys who represent the Receiving Party in matters related to the RSU Claims, as well as attorneys, clerical, paralegal, other staff and agents of those employed by or working with such attorneys or accountants whose functions require access to Confidential Information;
- b. Any person indicated on the face of a document to be the author, addressee, or an actual or intended recipient of the document;
- c. Outside experts, consultants, and/or financial advisors for the Receiving Party whose advice and consultation are being or will be used by the Receiving Party in connection with the RSU Claims, as well as stenographic and clerical employees and agents of those experts or consultants whose functions require access to Confidential Information; provided that counsel desiring to disclose Confidential Information to such experts or consultants and their employees or agents shall first obtain a signed Agreement to Abide by the Protective Order from each such expert or consultant and each of his/her personnel who would require access to Confidential Information, and counsel shall retain in his/her file an

original or copy of each such signed Agreement to Abide by the Protective Order;

- d. The Court and its authorized staff, including official and freelance court reporters and videotape operators hired by the Receiving Party;
- e. Officers, directors or employees of the Receiving Party and its affiliates who are assisting the Receiving Party's attorneys with matters related to the RSU Claims;
- f. To the extent not otherwise covered by this Section, any potential witness or deponent and counsel for such witness or deponent, during the course of any testimony, including at any deposition, hearing or trial, and to the extent necessary, during any preparation for such testimony relating to the RSU Claims. Except when the Confidential Information is first exhibited at a deposition, hearing or trial to such person(s), counsel desiring to disclose Confidential Information to such persons shall (i) first obtain a signed Agreement to Abide by the Protective Order, and such counsel shall retain a copy of each executed Agreement to Abide by the Protective Order; or (ii) represent on the record at the deposition, hearing, or trial that such person(s) have read and agreed to the Agreement to Abide by the Protective Order;
- g. Professional vendors to whom disclosure is reasonably necessary for RSU Claims Discovery, provided they are informed that the material is Confidential Information;

h. Any other person upon agreement among LBHI, the Participants, the Designating Party, and/or the Receiving Party, provided that such person shall first execute the Agreement to Abide by the Protective Order, a copy of which shall be retained by counsel for both Parties; and

i. Any other person, only upon order of the Court.

12. Access to Protected Material: Only persons authorized to receive Confidential Information under this Protective Order shall have access to such material. Receiving Parties shall not provide access to or disclose Confidential Information to any person not authorized to access such material under this Protective Order. Receiving Parties shall store all Confidential Information that they receive in a secure manner. Receiving Parties are barred from using Confidential Information except in connection with the RSU Claims and only for the purposes permitted by the Protective Order and the Order. If Confidential Information is disclosed to any person other than in a manner authorized by this Protective Order, the disclosing party shall, immediately upon learning of such disclosure, inform the Designating Party of all pertinent facts relating to such disclosure and shall make reasonable efforts to retrieve the Confidential Information and to prevent disclosure by each unauthorized person who received such information.

13. No Restrictions on Use of Public or Own Information: Notwithstanding any other provision of this Protective Order, this Protective Order does not restrict in any way a Participant's or non-Participant's use of:

a. Its own information or its right to provide such information to any other person, even if others have designated similar or identical information as Confidential Information. A person's use or disclosure of its own

information shall not waive the protections of this Protective Order, and shall not entitle any Participant or non-Participant to use or disclose such Discovery Materials, or the contents thereof, in violation of this Protective Order, unless such disclosure of a person's own information causes the Confidential Information to become available to the public;

b. Information that is in the public domain or becomes public without violation of this Protective Order; and

c. Information that a Participant or non-Participant develops or obtains through proper means without violation of this Protective Order.

### **Use of Discovery Materials**

14. Receiving Parties shall use Confidential Information produced during RSU Claims Discovery only for matters related to the RSU Claims or in other contested matters or adversary proceedings between LBHI and an RSU Claimant arising out of these Chapter 11 cases. Confidential Information shall not be made public by any Receiving Party, shall be used only by persons permitted access to it as provided for in this Protective Order, and shall be disclosed only to persons specified herein.

15. Nothing herein shall prevent disclosure beyond the terms of this Protective Order if the Designating Party specifically consents in advance in writing to such disclosure, or if the Court, after notice to all parties, orders such disclosure.

### **Inadvertent Failure to Designate**

16. An inadvertent failure to designate qualified information disclosed or otherwise produced or generated by a Producing Party as "Confidential" does not waive the Producing Party's right thereafter to designate Discovery Material as "Confidential" under this Protective Order unless such information has become available to the public. Upon receipt of

such designation, each Receiving Party must make reasonable efforts to ensure that the material is treated in accordance with the provisions of this Protective Order. The Designating Party shall promptly produce new copies of the material at issue, with the proper designation, after which Receiving Parties shall promptly destroy the copies with the improper designation and shall request that all persons to whom the Receiving Party has provided copies do likewise. The Receiving Party shall inform the Designating Party when destruction of such copies has been completed.

**Non-Waiver of Privilege**

17. Nothing in this Protective Order shall preclude any objection to the disclosure of information by a Producing Party on the ground that such information is protected or prohibited from disclosure by the attorney-client privilege, the joint client privilege, the community of interest privilege, the work-product immunity, or any other legally cognizable privilege, immunity or protecting including without limitation any applicable U.S. or foreign data privacy laws. If information protected or prohibited from disclosure is inadvertently or mistakenly produced, such production shall in no way prejudice or otherwise constitute a waiver of, or estoppel as to, any claim of privilege or work-product immunity for such information or any other information that may be protected from disclosure by the attorney-client privilege, the work-product immunity, or any other legally cognizable privilege or protection. If a Producing Party has inadvertently or mistakenly produced Discovery Material that contains information protected or prohibited from disclosure, then upon request by the Producing Party after the discovery of such inadvertent or mistaken production, the Receiving Party shall use all commercially reasonable efforts to return or destroy the Discovery Material for which a claim of inadvertent production is made and all copies of it, including any work product containing,

identifying, or referencing such Discovery Material, within seven (7) days of such request, and the Receiving Party shall not use such Discovery Material for any purpose other than in connection with a motion to compel production of the Discovery Material. The Receiving Party returning such Discovery Material may then move the Court for an order compelling production of the Discovery Material, but that motion shall not assert as a ground for entering such an order the fact or circumstance of the inadvertent production of the Discovery Material.

**Relief**

18. This Protective Order shall not prevent any party from applying to the Court for relief therefrom, or from applying to the Court for further or additional protective orders.

19. Nothing in this Protective Order shall prevent any Signatory from producing documents received subject to this Protective Order and that are in his, her or its possession, to another person in response to a subpoena or other compulsory process. Unless prohibited from doing so by applicable law, prompt written notice as soon as practicable under the circumstances shall be given to the Designating Party before production or other disclosure is to be made. The party producing the documents subject to this Protective Order shall reasonably cooperate with the Designating Party to obtain an appropriate protective order or other reliable assurance that confidential treatment will be accorded to the Confidential Information being produced.

**Objections to Designations**

20. If any Receiving Party objects to the designation of any Discovery Material as "Confidential," the Receiving Party shall first identify the specific material as to which it objects as well as the basis for the objection in writing to the Designating Party. Such

parties shall confer in good faith to attempt to resolve any dispute regarding any such designation. If such parties are unable to resolve such dispute, the objecting party may seek appropriate relief from the Court, in accordance with Paragraph 18 of this Protective Order; provided, however, that all Discovery Material to which the objection applies shall continue to be treated by Receiving Parties as Confidential Information, as designated by the Designating Party, in accordance with this Protective Order, until such objection is resolved. No Signatory shall contest an objecting party's request for reasonably expedited consideration for such relief.

### **Appeal**

21. In the event that any Signatory appeals from any decision of the Court relating to RSU Claims Discovery, such Signatory shall file an application to the appropriate appellate court, within seven (7) days of the filing of the notice of appeal, to maintain under seal any Discovery Material filed with the appellate court that contains or discloses Confidential Information. The provisions of this paragraph may be waived only with the written consent of the Designating Party.

### **Scope of Protective Order**

22. In the event that any Confidential Information is used in any court proceeding relating to the RSU Claims, that material shall not lose its status as Confidential Information through such use and such use shall remain subject to the terms of this Protective Order.

23. Nothing in this Protective Order shall require any Producing Party to respond to discovery in any manner, including by producing documents, that would cause such Producing Party to violate any statute, regulation, or rule, including, without limitation, any international or foreign privacy laws, to which such Producing Party is subject.

24. This Protective Order does not alter, modify, or expand any obligation or duty of any party to produce any Confidential Information.

25. Nothing herein shall be construed to affect in any way the admissibility of any document, testimony, or other evidence at the trial of any action relating to the RSU Claims.

**Modification**

26. No modification of this Protective Order shall be binding or enforceable unless in writing and signed by LBHI and the Participants, or by further order of the Court.

**Choice of Law**

27. This Protective Order shall be governed and construed in accordance with the laws of the State of New York.

**Jurisdiction**

28. The Court shall retain jurisdiction over any matters related to or arising from the implementation of the Protective Order.

# EXHIBIT C

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
In re : Chapter 11 Case No.  
: :  
LEHMAN BROTHERS HOLDINGS INC., *et al.*, : 08-13555 (JMP)  
: :  
Debtors. : (Jointly Administered)  
-----x

**AGREEMENT TO ABIDE BY THE PROTECTIVE ORDER**

I hereby certify that I have read the Protective Order<sup>5</sup> SO ORDERED by the Court in the above-captioned chapter 11 cases (the “Chapter 11 Cases”) on August \_\_, 2012 [ECF No. \_\_]. I further certify that I understand the terms and provisions of the Protective Order and agree to be fully bound by them, and hereby submit to the jurisdiction of the United States Bankruptcy Court for the Southern District of New York for purposes of the Protective Order’s enforcement. I understand and agree, in particular, that I may not use any Confidential Information, or any copies, excerpts or summaries thereof, or materials containing Confidential Information derived therefrom, as well as any knowledge or information derived from any of these items, for any purpose other than matters related to the RSU Claims or other contested matters or adversary proceedings between LBHI and an RSU Claimant arising out of these Chapter 11 Cases, in accordance with the provisions of the Protective Order, including, without limitation, any business or commercial purpose.

I further understand that failure to abide fully by the terms of the Protective Order

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<sup>5</sup> Capitalized terms used but not defined herein shall have the meaning ascribed to such terms in the Protective Order.

may result in legal action against me, such as for contempt of court and liability for monetary damages.

Dated: \_\_\_\_\_

Agreed: \_\_\_\_\_

[PARTICIPANT'S NAME & ADDRESS  
AND, IF REPRESENTED BY COUNSEL,  
ATTORNEY'S NAME AND ADDRESS]

# EXHIBIT D

## Technical Specifications for Documents to be Produced to LBHI

Participants producing documents to LBHI must produce documents in the following electronic formats:

1. Emails. E-mails shall be produced as single-page TIFF images with accompanying full text and load file (DAT). Meta data fields included with the load file should be provided in accordance with *Appendix 1*. E-mail attachments shall be handled according to the provisions below applicable to loose electronic documents and shall not be separated from the emails to which they are attached. Native files for e-mails shall be maintained, and such files shall be produced if the receiving party can demonstrate a need for such native files.
2. Electronic Documents. Word and other electronic documents shall be produced as single-page TIFF images with accompanying full text and load file (DAT). Meta data fields included with the load file should be provided in accordance with *Appendix 1*. For Excel or other spreadsheet files, the native file or a pdf version of the file shall be produced. Native files for all other electronic documents shall be maintained, and such files shall be produced, with appropriate redactions, if the receiving party can demonstrate a need for such native files.
3. Hard copy documents. If reasonably practicable, hard copy documents shall be produced as single-page TIFF images with accompanying full OCR text and load file (DAT).
4. TIFF Images Generally. Any TIFF images produced by Participants or non-Participants shall consist of (a) single-page, black and white, 300dpi group IV TIFF images with extension ".tif" and (b) text files, named after the bates

number of the document, with extension “.txt”. TIFF images may not be compressed using JPEG compression. For instances in which the original file is in color and the color is necessary for interpretation of the document (charts, pictures, etc.), produce medium quality JPEG in place of single page tiff file. Metadata shall be provided in a delimited file with a “.dat” file extension and ASCII 020 and 254 delimiters for column break and text qualifier. The first line shall be the header with field names, and each subsequent line shall contain the fielded data for each document.

5. Shipment of electronic data. Electronic data productions may be transmitted electronically via Secure File Transfer Protocol (SFTP), FTP over SSH or physically transported using electronic storage media such as, CDs, DVDs or hard drives. The physical media label should contain the case name and number, production date, and bates range being produced. Each transmission of data should include a collection “manifest” report which provides a list of files collected, their location, and their MD5 hash values.

## Appendix 1

Field	Description
BegBates	Page ID of first page in a document.
EndBates	Page ID of last page in a document.
BegAttach	BegBates of parent record.
EndAttach	BegBates of last attached document in family.
From	Author of the e-mail message.
To	Main recipient(s) of the e-mail message.
CC	Recipient(s) of "Carbon Copies" of the e-mail message.
BCC	Recipient(s) of "Blind Carbon Copies" of the e-mail message.
DateSent	Sent date of an e-mail message.
TimeSent	Time the e-mail message was sent.
EMail_Subject	Subject of the e-mail message.
Author	Author field value pulled from metadata of the native file.
Title	Title field value extracted from the metadata of the native file.
Custodian	Textual value of custodian.
DateCreated	Creation date of the native file.
TimeCreated	Creation time of the native file.
EntryID	Unique identifier of e-mails in mail stores.
FileDescription	File extension or other description of native file type.
Filename	Original filename of native file. Contains subject of e-mail message for e-mail records.
Filesize	Size of native file, in bytes.
MD5Hash	MD5 hash-128-bit output.
Attach	Semi-colon delimited string of first level attachments in the e-mail.
DateLastMod	Date the native file was last modified.
TimeLastMod	Time native file was last modified.
PgCount	Number of pages in a document.
NativeFile	Logical file path to the native file.
OCRPath	Logical file path to the OCR text.